

# THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES

1934

VOLUME 10 NUMBER 163

Washington, Saturday, August 18, 1945

## The President

### PROCLAMATION 2660

[VICTORY; DAY OF PRAYER]

BY THE PRESIDENT OF THE UNITED STATES  
OF AMERICA  
A PROCLAMATION

The war lords of Japan and the Japanese armed forces have surrendered. They have surrendered unconditionally. Three months after victory in Europe victory has come in the East.

The cruel war of aggression which Japan started eight years ago to spread the forces of evil over the Pacific has resulted in her total defeat.

This is the end of the grandiose schemes of the dictators to enslave the peoples of the world, destroy their civilization, and institute a new era of darkness and degradation. This day is a new beginning in the history of freedom on this earth.

Our global victory has come from the courage and stamina and spirit of free men and women united in determination to fight.

It has come from the massive strength of arms and materials created by peace-loving peoples who knew that unless they won decency in the world would end.

It has come from millions of peaceful citizens all over the world—turned soldiers almost overnight—who showed a ruthless enemy that they were not afraid to fight and to die, and that they knew how to win.

It has come with the help of God, Who was with us in the early days of adversity and disaster, and Who has now brought us to this glorious day of triumph.

Let us give thanks to Him, and remember that we have now dedicated ourselves to follow in His ways to a lasting and just peace and to a better world.

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby appoint Sunday, August 19, 1945, to be a day of prayer.

I call upon the people of the United States, of all faiths, to unite in offering their thanks to God for the victory we have won, and in praying that He will support and guide us into the paths of peace.

I also call upon my countrymen to dedicate this day of prayer to the memory of those who have given their lives to make possible our victory.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this sixteenth day of August, in the year of our Lord nineteen hundred and [SEAL] forty-five, and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,  
Secretary of State.

[F. R. Doc. 45-15120; Filed, Aug. 17, 1945;  
11:25 a. m.]

### EXECUTIVE ORDER 9597

AMENDING EXECUTIVE ORDER NO. 9240<sup>1</sup>  
ENTITLED "REGULATIONS RELATING TO  
OVERTIME WAGE COMPENSATION"

By virtue of the authority vested in me by the Constitution and the statutes, it is ordered that Section I B of Executive Order No. 9240 of September 9, 1942, entitled "Regulations Relating to Overtime Wage Compensation", be, and it is hereby, amended to read as follows:

"No premium wage or extra compensation shall be paid for work on customary holidays except that time and one-half wage compensation shall be paid for work performed on any of the following holidays only:

New Year's Day	Thanksgiving Day
Fourth of July	Christmas Day
Labor Day	V-J Day

and either Memorial Day or one other such holiday of greater local importance."

HARRY S. TRUMAN

THE WHITE HOUSE,  
August 14, 1945.

[F. R. Doc. 45-15115; Filed, Aug. 17, 1945;  
10:58 a. m.]

<sup>1</sup> 3 CFR Cum. Supp.

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### NOTICE

#### 1944 Supplement

Book 1 of the 1944 Supplement to the Code of Federal Regulations, containing Titles 1-10, including Presidential documents in full text, is now available from the Superintendent of Documents, Government Printing Office, at \$3.00 per copy.

A limited sales stock of the Cumulative Supplement and the 1943 Supplement is still available as previously announced.

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## TITLE 6—AGRICULTURAL CREDIT

## Chapter II—Department of Agriculture, Commodity Credit Corporation

[1945 C. C. C. Cotton Form 1]

## PART 256—COTTON LOANS

## 1945 COTTON LOAN INSTRUCTIONS

Pursuant to the 1945 Cotton Loan Program of Commodity Credit Corporation, loans on eligible upland cotton and American-Egyptian cotton will be made available to eligible producers. Such loans may be obtained either directly from Commodity Credit Corporation or from lending agencies. These instructions state the requirements with reference to such loans.

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256.45	Amount.
256.46	Classification of cotton.
256.47	Preparation of documents.
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256.52	Direct loans.
256.53	Time and manner of tendering loans for purchase and pooling.
256.54	Lending agency.
256.55	Federal Reserve Banks.
256.56	Repayments.

AUTHORITY: §§ 256.43 to 256.56, inclusive, issued under sec. 302 of the Agricultural Adjustment Act of 1938, as amended (52 Stat. 43; 7 U.S.C., 1302).

§ 256.43 *Definitions.* As used in §§ 256.43 to 256.56, inclusive, unless the context otherwise requires, the following terms will be construed respectively to mean:

(a) *Eligible producer.* An eligible producer shall be any person (individual, partnership, firm, corporation, association, joint-stock company, trust, estate, or other legal entity, or a State or political subdivision thereof, or an agency of such State or political subdivision), producing cotton in 1945 in the capacity of landowner, landlord, tenant, or sharecropper. Except as provided below, two

or more producers may not obtain a joint loan. If the eligible cotton produced on a farm has been divided among the producers entitled to share in such cotton, each landlord, tenant, and sharecropper, may obtain a loan on his separate share. If the cotton has not been divided, the landlord and one or more of the share tenants or sharecroppers may obtain a joint loan on their shares of such cotton. In no case shall a share tenant or sharecropper obtain a loan individually on cotton in which a landlord has an interest. In any case where a landlord obtains a loan on cotton in which a share tenant or sharecropper has an interest, he must have the legal right to do so, and the share tenant or sharecropper must be paid his pro rata share of the proceeds.

(b) *Eligible cotton.* Eligible cotton shall be cotton produced in the United States in 1945 by or for a producer: *Provided*, That the cotton meets the following requirements:

(1) Such cotton must be of a grade and staple length specified in the table appearing at the end of §§ 256.43 to 256.56, inclusive.

(2) In the case of warehouse-stored cotton, such cotton must be represented by warehouse receipts complying with the provisions of § 256.49. In the case of farm-stored cotton, the cotton must be covered by a Cotton Chattel Mortgage (C. C. C. Cotton Form F) (hereinafter referred to as "Form F") and a 1945 Cotton Mortgage Supplement (1945 C. C. C. Cotton Form FF) (hereinafter referred to as "Form FF") which will give the payee of the Cotton Producer's Note (C. C. C. Cotton Form E) (hereinafter referred to as "Form E") secured by such mortgage a first lien on such cotton.

(3) Such cotton must not be compressed to high density.

(4) Such cotton must be free and clear of all liens and encumbrances, except (in the case of warehouse-stored cotton) those in favor of the warehouse in which the cotton is stored, as specified in the Warehouseman's Certificate and Storage Agreement in Form A. (Form A is defined in § 256.44 (a) (1) below.)

(5) Such cotton must be tendered for a loan by a person who has the legal right to pledge or mortgage it as security for a loan.

(6) If the person tendering such cotton for a loan is a landlord, or landowner, the cotton must not have been acquired by him directly or indirectly from a share tenant or sharecropper, and must not have been received in payment of fixed or standing rent; and if it was produced by him in the capacity of landlord, share tenant, or sharecropper, it must be his separate share of the crop, unless he is a landlord and is tendering cotton in which both he and a share tenant or a sharecropper have an interest.

(7) The person tendering such cotton for a loan must not have previously executed and delivered, with respect to such cotton, a Form A, Form E, or 1945 C. C. C. Cotton Form G-2, and must not have previously sold and repurchased such cotton.

(8) Each bale of such cotton must weigh at least 300 pounds.



(9) American-Egyptian cotton shall be of normal character. No such cotton shall be accepted for loan with respect to which official classification indicates any reduction in grade or staple length because of irregularities or defects.

(c) *Lending agency.* A lending agency shall be any bank, corporation, partnership, association, or person, who has executed a Lending Agency Agreement (C. C. C. Cotton Form D) covering loans on 1945 crop cotton.

(d) *Eligible paper.* Eligible paper shall be a Form A or a Form E duly executed subsequent to July 31, 1945, and prior to May 1, 1946. State documentary revenue stamps should be affixed thereto where required by law. (A Form A or a Form E executed by an administrator, executor, or trustee, will be acceptable only where valid in law and must be submitted for a direct loan in accordance with § 256.52 of these instructions, unless accompanied by a repurchase agreement of the lending agency. Copies of this agreement may be obtained from the Regional Office of Commodity Credit Corporation, New Orleans 12, Louisiana.)

§ 256.44 *Forms.* The following documents must be delivered in connection with every loan:

(a) *Warehouse-stored cotton.* (1) *Form A.* In the case of upland cotton, Form A means 1945 Cotton Producer's Note and Loan Agreement (1945 C. C. C. Cotton Form A). In the case of American-Egyptian cotton, Form A means 1944 Cotton Producer's Note and Loan Agreement (1944 C. C. C. Cotton Form A) with the following notation conspicuously typed or stamped at the top of such Form A: "Wherever '1944' and '1945' are printed in this form, they shall mean and be read as '1945' and '1946' respectively."

(2) Warehouse receipts complying with the provisions of § 256.49 hereof.

(3) Producer's Letter of Transmittal (C. C. C. Cotton Form B) or Lending Agency's Letter of Transmittal (C. C. C. Cotton Form C).

(b) *Farm-stored cotton.* (1) Form E. (2) Form F, covering the cotton tendered as security for the loan.

(3) Lending Agency's Letter of Transmittal (C. C. C. Cotton Form C) (unless the loan is being made direct by Commodity Credit Corporation).

Each of the forms, A, B, E, F, and FF, representing American-Egyptian cotton must have the words "American-Egyptian cotton" conspicuously stamped or typed at the top of each such form.

§ 256.45 *Amount.*—(a) *Upland cotton.* Loans will be made only on those grades and staple lengths shown in the table appearing at the end of these instructions, and will be made on the gross weight of the cotton. An allowance of 7 pounds per bale will be made for bales covered with cotton bagging. The base loan rate applicable at each approved warehouse will be shown in the "Schedule of Base Loan Rates by Cities and Counties for Cotton Entering the 1945 Loan" in the Instructions to Warehousemen, and the base loan rate under the farm storage program for each county will be shown in the "Schedule of Base Loan

Rates by Counties for Farm-Stored Cotton." These schedules will be issued by Commodity Credit Corporation and will be available at the office of the county agricultural conservation committee (hereinafter called "county committee"). The premium or discount applicable to each grade and staple length is shown in the table referred to above. Loans on warehouse-stored cotton will be made at the rates shown in the "Schedule of Base Loan Rates by Cities and Counties for Cotton Entering the 1945 Loan," and loans on farm-stored cotton will be made at the rates shown in the "Schedule of Base Loan Rates by Counties for Farm-Stored Cotton," adjusted in each case for the appropriate premium or discount for such grade and staple length.

(b) *American-Egyptian cotton.* Loans will be made at rates to be announced about August 1, 1945, in a supplement to §§ 256.43 to 256.56, inclusive.

§ 256.46 *Classification of cotton.* All cotton must be classified by a Board of Cotton Examiners of the Department of Agriculture. Warehousemen (in the case of warehouse-stored cotton) and the county committee (in the case of farm-stored cotton) should forward samples to the Board of Cotton Examiners serving the district in which the warehouse or county is located, and a list showing the class of the cotton will be returned by the board. Instructions have been issued to approved warehouses and county committees concerning sampling and forwarding of samples and recording the class of the cotton in the loan agreements or chattel mortgages. No separate charge is to be made to producers for this service. A Form 1 classification memorandum of the Department of Agriculture will also be accepted as evidence of the class of cotton, provided the sample is a representative cut sample drawn by an approved warehouseman, a Department of Agriculture employee, or a bonded sampler.

A charge of 15 cents per bale shall be collected from the producer for all cotton from which samples are submitted to the Board of Cotton Examiners for classifications, except that no charge shall be collected for samples submitted for a Form 1 classification. The Board of Cotton Examiners will make collections for classing charges from the warehousemen and county committees at the end of each month. A certified check, cashier's check, or postal money order, payable to Commodity Credit Corporation, must be sent to the Board of Cotton Examiners by each warehouseman and county committee in payment of these charges.

§ 256.47 *Preparation of documents.* All blanks must be filled in with ink, indelible pencil, or typewriter, in the manner indicated therein, and no documents containing additions, alterations, or erasures, will be accepted by Commodity Credit Corporation.

(a) *Warehouse-stored cotton.* A producer desiring to obtain a loan may obtain the necessary forms from approved cotton warehouses and also from persons approved by the county committees in the cotton-producing areas to assist producers in preparing and executing the

loan forms. Only persons approved by county committees for such purpose may execute the Clerk's Certificate on Form A. The Clerk's Certificate must be executed on each Form A tendered for a loan. Such persons are permitted to collect a fee from producers not to exceed the fees shown in the following schedule:

Number of bales on the note:	Maximum fee allowed
1-6	25 cents.
7-8	30 cents.
9-10	35 cents.
11-20	35 cents plus 2 cents for each bale over 10.
21 and over	55 cents plus 1 cent for each bale over 20.

The original copy of Form A must be signed by the producer, and the copy marked "duplicate" is to be retained by the producer. The Schedule of Pledged Cotton must represent cotton of only one grade and staple length.

(b) *Farm-stored cotton.* A producer desiring to obtain a loan on farm-stored cotton may obtain the necessary forms from, and will be assisted in their preparation by, the county committee. A service fee for upland cotton of \$1.00 per bale, and for American-Egyptian cotton of \$1.30 per bale, shall be collected by the county committee from the producer to cover services rendered under this program. Each Form E must be approved by the county committee, and the member signing such form in the space provided certifies on behalf of the county committee, as provided in 1945 Cotton Loan (Farm Storage) Part I, Revised, issued by the Agricultural Adjustment Agency.

§ 256.48 *Approved warehouses.* Warehouse receipts representing eligible cotton will be accepted as security for loans made pursuant to Form A only if issued by warehousemen approved by Commodity Credit Corporation. Warehousemen desiring to be approved should communicate with the Regional Office of Commodity Credit Corporation, New Orleans 12, Louisiana. When warehouses are approved, notification will be given either by letter or published lists. All cotton pledged as security for any one loan must be in the same warehouse.

The warehouseman is required, as provided in the Warehouseman's Certificate and Storage Agreement in Form A, to draw representative samples from the bales and to deliver or forward such samples to a Board of Cotton Examiners for classing, except where Form 1 classification memorandum of the Department of Agriculture is used.

§ 256.49 *Warehouse receipts.* Only negotiable warehouse receipts issued by an approved warehouse, dated on or prior to the date of the producer's note, and properly assigned by an endorsement in blank so as to vest title in the holders or issued to bearer, will be acceptable. They must set out in their written or printed terms a description by tag number and weight of the bale represented thereby and all other facts and statements required to be stated in the written or printed terms of a warehouse receipt under the provisions of section 2 of the Uniform Warehouse Receipts Act.



Warehouse receipts issued prior to August 1, 1945, which by their terms will expire prior to August 1, 1946, must bear an endorsement of the warehouse extending the terms of the warehouse receipt for a period of 1 year from August 1, 1945. Block warehouse receipts will not be accepted.

§ 256.50 *Warehouse charges.* The warehouseman's charges are limited and his obligation defined by the Warehouseman's Certificate and Storage Agreement contained in Form A. This should be read carefully and must be executed by the warehouseman issuing the cotton warehouse receipts pledged as collateral to the producer's note. It must not be executed more than 10 days preceding the date of the note.

§ 256.51 *Liens.* Eligible cotton must be free and clear of all liens except (in the case of warehouse-stored cotton) those in favor of the warehouse in which the cotton is stored, as specified in the Warehouseman's Certificate and Storage Agreement in Form A. The names of the holders of all existing liens on cotton tendered as security for a loan, such as landlords, laborers, or mortgagees (but not the warehouseman, if the cotton is stored in a warehouse), must be listed in the List of Lienholders on each Form A and Form FF and the lienholders so listed must execute the Lienholders' Waiver on such forms. A Form A or Form FF will not be acceptable unless all prior lienholders are listed in the List of Lienholders and have executed the Lienholders' Waiver. If the producer tendering the cotton for the loan is not the owner of the land on which the cotton was produced, all landowners and landlords must be listed in the List of Lienholders on the Form A or Form FF and must sign the Lienholders' Waiver on such form, whether or not they claim liens, unless they sign the note jointly with the borrower. A misrepresentation, as to prior liens or otherwise, will render the producer personally liable under the terms of the Loan Agreement and subject him to criminal prosecution under the provisions of section 35 (A) of the Criminal Code of the United States (18 U.S.C. 80 [1940]). The Lienholders' Waiver must be signed personally by all lienholders listed, by their agents (in which case duly executed powers of attorney must be attached), or, if a corporation, by the designated officer thereof customarily authorized to execute such instruments (in which case no authority need be attached).

§ 256.52 *Direct loans.* It is contemplated that producers will ordinarily obtain loans from a local bank or other lending agency which, in turn, may sell the paper evidencing such loans to Commodity Credit Corporation. Arrangements, however, have been made for making direct loans to producers prior to May 1, 1946. In each such case the note must be made payable to Commodity Credit Corporation and must be tendered to the Regional Office of Commodity Credit Corporation, New Orleans 12, Louisiana, on a Producer's Letter of Transmittal (C.C.C. Cotton Form B) in duplicate, postmarked not later than

April 30, 1946, if tendered by mail. Upon receipt of all necessary documents, properly executed, and upon approval, payment will be made in accordance with the directions of the producer contained in the C.C.C. Cotton Form B, which permits the producer, if he so desires, to designate persons other than himself to receive all or part of the proceeds of the loan.

Direct loans will also be made on Certificates of Indemnity (Form FCI-574, issued by the Federal Crop Insurance Corporation). Instructions with reference to the requirements of Commodity Credit Corporation in making such loans will be issued by Commodity Credit Corporation as a supplement to these instructions and will be made available through the county agricultural conservation committees.

§ 256.53 *Time and manner of tendering loans for purchase and pooling.* Loans made by a lending agency which has executed and delivered a Lending Agency Agreement (C.C.C. Cotton Form D) to the Regional Office of Commodity Credit Corporation, New Orleans 12, Louisiana, prior to the making of the loan, will be eligible for purchase or pooling by Commodity Credit Corporation. C.C.C. Cotton Forms D are obtainable only from the Regional Office of Commodity Credit Corporation, New Orleans 12, Louisiana. Under the terms of this agreement, lending agencies which are parties thereto, are required to tender to Commodity Credit Corporation, New Orleans 12, Louisiana, on Lending Agency's Letter of Transmittal (C.C.C. Cotton Form C), executed in triplicate, all notes on Form A and Form E, with warehouse receipts and cotton chattel mortgages attached, representing loans made by the lending agency within 15 days of the dates of the notes. Forty notes shall be submitted on each Lending Agency's Letter of Transmittal except when fewer notes are listed thereon in order that the loans may be tendered within 15 days of the dates of their execution. The Lending Agency's Letter of Transmittal shall state whether the lending agency desires the Corporation to purchase the notes or to place them in a pool operated by the Corporation. Upon receipt by Commodity Credit Corporation, the loan papers will be examined and, if found correct, will be approved and purchased or will be transmitted to the Federal Reserve bank serving the district in which the cotton is stored and placed in a pool, as directed by the lending agency. In the event that the notes are pooled, a certificate of interest representing the interest in the pool acquired as the result of the deposit therein of the notes shown on the letter of transmittal will be issued to any approved lending agency designated by the lending agency tendering the eligible paper.

§ 256.54 *Lending agency.* The lending agency shall endorse the notes of producers as provided on Form A and Form E. In the case of warehouse-stored cotton care should be exercised by the lending agency to determine that the warehouse receipts are genuine. No pro-

vision is made for any deduction from the loan proceeds by the lending agency as a charge for handling the loan documents, except the authorized clerk's fee in case the lending agency has executed the Clerk's Certificate on Form A.

§ 256.55 *Federal Reserve Banks.* The location of the Federal Reserve banks and branches referred to herein and the district served by each are shown below:

Location	District served
Atlanta, Ga.....	Florida, Georgia, North Carolina, South Carolina, Virginia.
Birmingham, Ala.	Alabama.
Dallas, Tex.....	New Mexico, Texas.
Little Rock, Ark.	All of Arkansas except the counties assigned to Memphis.
Los Angeles, Calif.	Arizona, California.
Memphis, Tenn.	Illinois, Missouri, Tennessee; the following counties in Arkansas: Clay, Craighead, Crittenden, Cross, Greene, Lawrence, Lee, Mississippi, Phillips, Poinsett, Randolph, and St. Francis; and the following counties in Mississippi: Alcorn, Attala, Benton, Bolivar, Calhoun, Carroll, Chickasaw, Choctaw, Clay, Coahoma, De Soto, Grenada, Holmes, Humphreys, Itawamba, Lafayette, Lee, Leflore, Lowndes, Marshall, Monroe, Montgomery, Noxubee, Oktibbeha, Panola, Pontotoc, Prentiss, Quitman, Sunflower, Tallahatchie, Tate, Tippah, Tishomingo, Tunica, Union, Washington, Webster, Winston, Yalobusha.
New Orleans, La.	Louisiana and counties in Mississippi not assigned to Memphis.
Oklahoma City, Okla.	Oklahoma.

§ 256.56 *Repayments.*—(a) *Warehouse-stored cotton.* No partial releases of the cotton securing a note will be permitted. If a producer desires to obtain the return of the note and the release of the collateral, he should notify Commodity Credit Corporation, care of the Federal Reserve bank or branch thereof serving the district in which the cotton is stored, as stated in § 256.55 hereof. The notes and warehouse receipts will then be forwarded to an approved bank for release to said producer only and no other person, upon payment of the amount of the loan, the accrued interest, and proper charges. Do not send requests for the return of notes and the release of collateral to the Regional Office of Commodity Credit Corporation, New Orleans, Louisiana, as this causes delay in making the release. If the producer desires to sell his equity in the loan cotton, he must complete the Producer's Equity Transfer on his copy of Form A. Upon the request of the producer or upon receipt of the request contained in the Producer's Equity Transfer on the producer's copy of Form A, the note and warehouse receipts will be forwarded to any approved bank designated



by the person requesting the release of the cotton with direction to release such note and warehouse receipts upon payment of the amount of the loan, the accrued interest, and proper charges. In all such cases, the bank will be instructed to return the notes and warehouse receipts to the Federal Reserve bank if payment is not effected within 15 days. All charges and expenses of the bank to which the notes and warehouse receipts

are sent shall be paid by the person requesting the release of the cotton. In the event that release of the cotton is requested by the submission of the Producer's Equity Transfer, the witness to the producer's signature to such form must be a person approved for such purpose by a county committee in the cotton-producing area.

(b) *Farm-stored cotton.* If a producer desires to obtain the return of the note

and release of the collateral, he should notify the county committee of the county in which the cotton is stored. Partial releases will be allowed. Complete instructions on the release of farm-stored cotton may be obtained from the county committee.

[SEAL]

C. C. FARRINGTON,  
Vice President.

AUGUST 1, 1945.

## PREMIUMS AND DISCOUNTS FOR ALL QUALITIES OF 1945 AMERICAN UPLAND COTTON

[Basis 1 $\frac{1}{16}$ -inch middling]

Grade	Staple length (inches)—														
	1 $\frac{1}{16}$	$\frac{7}{16}$	$2\frac{1}{2}$	$1\frac{1}{8}$	$1\frac{1}{2}$	1	$1\frac{1}{2}$	$1\frac{1}{8}$	$1\frac{3}{8}$	$1\frac{1}{2}$	$1\frac{3}{8}$	$1\frac{1}{2}$	$1\frac{3}{8}$	$1\frac{1}{2}$	1 $\frac{1}{4}$ and longer
<b>WHITE AND EXTRA WHITE</b>															
Good middling and better	Points -225	Points -90	Points -30	Points 35	Points 50	Points 70	Points 95	Points 165	Points 325	Points 585	Points 765	Points 945	Points 1,045	Points 1,170	Points 1,170
Strict middling	-235	-100	-40	25	40	55	85	155	305	560	740	920	1,020	1,145	1,145
Middling	-260	-125	-65	Base	15	30	50	120	225	460	635	795	895	1,020	1,020
Strict low middling	-390	-245	-190	-130	-115	-100	-80	-45	45	190	335	460	535	635	635
Low middling	-625	-485	-430	-370	-365	-350	-345	-335	-280	-230	-205	-180	-165	-155	-155
Strict good ordinary	-745	-610	-585	-505	-505	-500	-495	-495	-495	-495	-495	-495	-495	-495	-495
Good ordinary	-855	-715	-670	-610	-605	-600	-595	-595	-595	-595	-595	-595	-595	-595	-595
<b>SPOTTED</b>															
Good middling	-270	-135	-95	-25	-15	Even	15	40	105	205	330	430	505	605	605
Strict middling	-285	-155	-110	-40	-35	-20	-5	20	80	180	305	405	480	580	580
Middling	-440	-300	-255	-185	-180	-170	-155	-135	-80	5	80	150	225	300	300
Strict low middling	-650	-520	-485	-425	-425	-415	-415	-410	-395	-370	-345	-325	-325	-325	-325
Low middling	-820	-680	-645	-580	-580	-575	-575	-570	-555	-555	-555	-555	-555	-555	-555
<b>TINGED</b>															
Good middling	-485	-350	-315	-255	-250	-240	-240	-235	-215	-175	-140	-100	-65	-30	-30
Strict middling	-500	-375	-345	-280	-275	-265	-265	-260	-240	-200	-165	-125	-90	-55	-55
Middling	-730	-590	-555	-500	-500	-495	-495	-495	-445	-420	-420	-420	-420	-420	-420
Strict low middling	-855	-730	-695	-645	-645	-640	-640	-640	-615	-610	-610	-610	-610	-610	-610
Low middling	-950	-830	-800	-745	-745	-745	-745	-745	-720	-720	-720	-720	-720	-720	-720
<b>YELLOW STAINED</b>															
Good middling	-730	-595	-565	-520	-515	-515	-515	-510	-460	-450	-445	-445	-445	-445	-445
Strict middling	-750	-620	-590	-540	-540	-540	-540	-535	-485	-475	-470	-470	-470	-470	-470
Middling	-860	-730	-700	-650	-650	-650	-650	-650	-630	-630	-630	-630	-630	-630	-630
<b>GRAY</b>															
Good middling	-375	-255	-215	-155	-145	-135	-115	-95	-35	90	140	215	265	340	340
Strict middling	-430	-310	-270	-210	-200	-190	-170	-150	-60	65	115	190	240	315	315
Middling	-550	-425	-390	-330	-325	-315	-305	-300	-225	-185	-160	-135	-110	-85	-85

[F. R. Doc. 45-15119; Filed, Aug. 17, 1945; 11:01 a. m.]

## TITLE 19—CUSTOMS DUTIES

## Chapter I—Bureau of Customs

[T. D. 51296]

## PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

## WAIVER OF COASTWISE LAWS FOR U. S. NAVY TRANSPORTS CARRYING COMMERCIAL PASSENGERS

AUGUST 11, 1945.

Section 434 of the Tariff Act of 1930, as amended, waived to extent necessary to exempt United States Navy transports carrying commercial passengers from the requirement for making entry upon arrival in ports of the United States from foreign ports.

Waiving compliance with the provisions of section 434 of the Tariff Act of 1930, as amended.

Upon written request of the Secretary of the Navy, who deems such action necessary in the conduct of the war, and by virtue of the authority vested in me by the provisions of section 501 of the Second War Powers Act, 1942 (50 U. S. C. Sup. App. 635), as extended by the act of December 20, 1944 (50 U. S. C. Sup. App. 645), I hereby waive compliance with the provisions of section 434 of the Tariff Act of 1930, as amended (19 U. S. C. 1434), to

the extent necessary to exempt United States Navy transports carrying commercial passengers from the requirement for making entry upon arrival in ports of the United States from foreign ports: *Provided, however,* That nothing contained herein shall be construed to relieve the master of any such vessel from the requirement for reporting its arrival to the collector of customs nor to permit the landing of any passengers, baggage, or merchandise except under customs supervision.

[SEAL]

HERBERT E. GASTON,  
Acting Secretary of the Treasury.[F. R. Doc. 45-15082; Filed, Aug. 14, 1945;  
3:10 p. m.]

[T. D. 51297]

## PART 10—ARTICLES CONDITIONALLY FREE, SUBJECT TO A REDUCED RATE, ETC.

## RAPESEED OIL

Customs Regulations of 1943 amended to prescribed regulations for the conditional exemption of rapeseed oil from the tax imposed by section 2491 (b) of the Internal Revenue Code.

Part 10 of the Customs Regulations of 1943 (19 CFR, Cum. Supp., Part 10) is

hereby amended by adding the following new subcaption and section:

## RAPESEED OIL

§ 10.100 *Rapeseed oil to be used in the manufacture of rubber substitutes or lubricating oil.* Pursuant to I.R.C. section 2491 (f), rapeseed oil imported to be used in the manufacture of rubber substitutes or lubricating oil may be released without the deposit of tax in the same manner and subject to the same conditions as leather to be used in the manufacture of footwear (see § 10.84), except that the proof of use shall include a description of the processing in sufficient detail to enable the collector to determine whether the rapeseed oil under consideration has been used in the manufacture of rubber substitutes or lubricating oil, and the other documents required shall be modified accordingly. (I.R.C. sec. 2491 (f); 26 U.S.C. 2491 (f))

[SEAL]

W. R. JOHNSON,  
Commissioner of Customs.

Approved: August 13, 1945.

HERBERT E. GASTON,  
Acting Secretary of the Treasury.[F. R. Doc. 45-15083; Filed, Aug. 14, 1945;  
3:10 p. m.]



[T. D. 51295]

## PART 19—CUSTOMS WAREHOUSES AND CONTROL OF MERCHANDISE THEREIN

## COMPENSATION OF STOREKEEPER

Charge for reimbursable compensation of storekeeper. Section 19.5 (c), Customs Regulations of 1943, as amended by T. D. 51075, further amended.

Section 19.5 (c), Customs Regulations of 1943 (19 CFR, Cum. Supp., 19.5 (c)), as amended by T. D. 51075, is hereby further amended by deleting the first three sentences, including the table, and inserting in lieu thereof the following:

§ 19.5 Storekeeper; compensation of.

(c) The charge to be made for the services of a customs employee temporarily assigned on a regular work day during his basic 40-hour workweek to act as a storekeeper at a bonded warehouse shall be computed at a rate per hour equal to 1/1688 of the gross annual rate of regular pay of the particular employee with an addition equal to any night pay differential actually payable under section 301 of the Federal Employees Pay Act of 1945 by reason of the assignment. The charge to be made for the services of a customs employee temporarily assigned to act as a storekeeper at a bonded warehouse on a holiday or outside his established basic workweek shall be the amount actually payable to the employee for such services under the Federal Employees Pay Act of 1945 or the customs overtime laws (the act of February 13, 1911, as amended, and section 451 of the Tariff Act of 1930, as amended), or both, as the case may be. \* \* \*

(Secs. 555, 556, 624, 46 Stat. 743, 759; 19 U.S.C. 1555, 1556, 1624; secs. 301, 405, 602, and 604, Pub. Law 106, 79th Cong.)

[SEAL] W. R. JOHNSON,  
Commissioner of Customs.

Approved: August 11, 1945.

HERBERT E. GASTON,  
Acting Secretary of the Treasury.

[F. R. Doc. 45-15081; Filed, Aug. 14, 1945;  
3:10 p. m.]

## TITLE 26—INTERNAL REVENUE

## Chapter I—Bureau of Internal Revenue

## Subchapter B—Estates and Gift Taxes

[T. D. 5470]

## PART 81—REGULATIONS RELATING TO ESTATE TAX

## RELEASE OF POWERS OF APPOINTMENT

Regulations 105 amended to conform to Public Law 95 (79th Congress), relating to release of powers of appointment.

In order to conform Regulations 105 (26 CFR, Cum. Supp., Part 81) to Public Law 95 (79th Congress), approved June 29, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately after Public Law 511 (78th Con-

gress), which was inserted by Treasury Decision 5434, approved February 2, 1945, and before section 302 (f) of the Revenue Act of 1926 (as originally enacted) as set forth preceding § 81.24, the following:

PUBLIC LAW 95 (79TH CONGRESS), APPROVED  
JUNE 29, 1945

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 403 (d) (3) of the Revenue Act of 1942 (relating to the release of certain powers of appointment) is amended by striking out "July 1, 1945" wherever it appears and inserting in lieu thereof "July 1, 1946" \* \* \*

PAR. 2. Section 81.24 (b), added by Treasury Decision 5239, approved March 10, 1943, and as amended by Treasury Decision 5283, approved July 12, 1943, Treasury Decision 5351, approved March 27, 1944, and Treasury Decision 5434, approved February 2, 1945, is further amended as follows:

(A) By striking out "June 30, 1945" wherever it appears and by inserting in lieu thereof "June 30, 1946."

(B) By striking from the first sentence of paragraph (3) "(as amended by Public Law 511 (78th Congress), approved December 20, 1944)" and by inserting in lieu thereof "(as amended by Public Law 95 (79th Congress), approved June 29, 1945)."

(C) By striking out "July 1, 1945" wherever it appears and by inserting in lieu thereof "July 1, 1946."

(Sec. 3791 of the Internal Revenue Code (53 Stat. 467, 26 U.S.C., 3791) and Public Law 95 (79th Congress), approved June 29, 1945)

[SEAL] JOSEPH D. NUNAN, Jr.,  
Commissioner of Internal Revenue.

Approved: August 14, 1945.

JOSEPH J. O'CONNELL, Jr.,  
Acting Secretary of the Treasury.  
[F. R. Doc. 45-15182; Filed, Aug. 17, 1945;  
11:29 a. m.]

[T. D. 5469]

## PART 85—GIFT TAX UNDER THE REVENUE ACT OF 1932, AS AMENDED

## CERTAIN DISCRETIONARY TRUSTS

Regulations 79 (1936 Edition) amended to conform to section 2 of Public Law 95 (79th Congress), relating to certain discretionary trusts.

In order to conform Regulations 79 (1936 Edition) (26 CFR, Part 85) to section 2 of Public Law 95 (79th Congress), approved June 29, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately after section 502 (c) of the Revenue Act of 1943, which was inserted by Treasury Decision 5365, approved May 5, 1944, and preceding article 1 (§ 85.1 of such Title 26) the following:

PUBLIC LAW 95 (79TH CONGRESS), APPROVED  
JUNE 29, 1945.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,

Sec. 2. Section 501 (c) of the Revenue Act of 1932 as added by section 502 (b) of the Revenue Act of 1943, relating to certain discretionary trusts, is amended by striking out the words "on or after January 1, 1939 and" and inserting in lieu thereof the words "on or after June 7, 1932, and".

PAR. 2. Article 3 (§ 85.3 of such Title 26), as amended by Treasury Decision 5010, approved September 19, 1940, and Treasury Decision 5365, approved May 5, 1944, is further amended by changing the phrase in the first sentence of the last paragraph "the relinquishment by the grantor on or after January 1, 1939 and prior to January 1, 1940" to read "the relinquishment by the grantor on or after June 7, 1932 and prior to January 1, 1940".

(Secs. 501 and 520 of the Revenue Act of 1932 (47 Stat. 245, 259), approved June 6, 1932, section 502 of the Revenue Act of 1943 (Public Law 235, 78th Congress), enacted February 25, 1944, and section 2 of Public Law 95 (79th Congress) approved June 29, 1945)

[SEAL] JOSEPH D. NUNAN, Jr.,  
Commissioner of Internal Revenue.

Approved: August 14, 1945.

JOSEPH J. O'CONNELL, Jr.,  
Acting Secretary of the Treasury.

[F. R. Doc. 45-15184; Filed, Aug. 17, 1945;  
11:29 a. m.]

[T. D. 5471]

## PART 86—GIFT TAX UNDER CHAPTER 4 OF INTERNAL REVENUE CODE, AS AMENDED

## RELEASE OF POWERS OF APPOINTMENT

Regulations 108 amended to conform to Public Law 95 (79th Congress), relating to release of powers of appointment.

In order to conform Regulations 108 (26 CFR, Cum. Supp., Part 86) to Public Law 95 (79th Congress), approved June 29, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately after Public Law 511 (78th Congress), which was inserted by Treasury Decision 5437, approved February 3, 1945, and preceding § 86.1, the following:

PUBLIC LAW 95 (79TH CONGRESS), APPROVED  
JUNE 29, 1945)

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That \* \* \* section 452 (c) of the Revenue Act of 1942 is amended to read as follows:

(c) Release Before July 1, 1946.

(1) A release of a power to appoint before July 1, 1946, shall not be deemed a transfer of property by the individual possessing such power.

(2) This subsection shall apply to all calendar years prior to 1946 and to that part of the calendar year 1946 prior to July 1, 1946.

PAR. 2. Section 86.2 (b) as amended by Treasury Decision 5366, approved May 5, 1944, and Treasury Decision 5437, approved February 3, 1945, is further amended as follows:

(A) By striking out "July 1, 1945" wherever it appears and by inserting in lieu thereof "July 1, 1946".



(B) By striking out "as amended by Public Law 511 (78th Congress), approved December 20, 1944" wherever it appears and by inserting in lieu thereof "as amended by Public Law 95 (79th Congress), approved June 29, 1945".

(Secs. 1000 (c), 1029, and 3791 of the Internal Revenue Code (56 Stat. 952, 53 Stat. 157, 467; 26 U.S.C., 1000 (c), 1029, 3791), and Public Law 95 (79th Congress), approved June 29, 1945)

[SEAL] JOSEPH D. NUNAN, Jr.,  
Commissioner of Internal Revenue.

Approved: August 14, 1945.

JOSEPH J. O'CONNELL, Jr.,  
Acting Secretary of the Treasury.

[F. R. Doc. 45-15183; Filed, Aug. 17, 1945;  
11:29 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter IX—War Production Board

**AUTHORITY:** Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

#### PART 927—NICKEL

[General Preference Order M-6-a and Direction 1, Revocation]

Section 927.2 *General Preference Order M-6-a and Direction 1* are revoked. This revocation does not affect any liabilities incurred for violations of the order and direction or actions taken by the War Production Board under the order and direction. Transactions relating to nickel and nickel alloy products remain subject to *Direction 8* to Order M-21, and all other applicable orders and regulations of the War Production Board.

Issued this 16th day of August 1945.

By J. JOSEPH WHELAN,  
Recording Secretary,  
WAR PRODUCTION BOARD,

[F. R. Doc. 45-15190; Filed, Aug. 17, 1945;  
11:36 a. m.]

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-885]

##### THE ELLICOTT CO.

The Ellicott Company was incorporated June 1, 1945, with M. Tyson Ellicott as the principal stockholder and president. Prior to that time, and during the time when the violations were committed, the said M. Tyson Ellicott was sole owner and actively controlled the business. The company is engaged principally in the sale of automotive parts, tools and hardware.

Between June 1, 1944 and January 30, 1945 the company applied or extended unauthorized preference ratings of AA-1 MRO on eight purchase orders to Hein-Werner Motor Parts Corporation of Waukesha, Wisconsin, for a total of 514 jacks, and during the same period it applied or extended unauthorized preference ratings of AA-1 on nineteen purchase orders for

1429 vises for homeshop use and thirty-seven vises for machinists' use. The application or extension of these unauthorized preference ratings constituted violations of Priorities Regulation No. 3. During the period from June 1, 1944 to April 1, 1945, the company also failed to maintain adequate records covering its operations, in that the records were incomplete, incorrect, disorderly and on improper form. This constituted a violation of Priorities Regulation No. 1. The aforementioned acts constitute wilful violations of the said regulations.

These violations have diverted critical materials to uses not authorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.885 *Suspension Order No. S-885.* (a) The Ellicott Company shall not, for four months from the effective date of this order, apply or extend any preference ratings or use any CMP allotment symbols, regardless of the delivery date named in any purchase order to which such ratings may be applied or extended or on which CMP allotment symbols are used.

(b) The Ellicott Company shall cancel immediately all preference ratings which it has applied or extended to orders which have not yet been filled, except that if it has accepted a customer's rating to get an item for delivery, without change in form, to that customer (as distinct from replacing it in inventory) it need not cancel the rating, providing the item when received is promptly delivered to the customer whose rating was accepted.

(c) The restrictions and prohibitions contained herein shall apply to The Ellicott Company, its successors and assigns, or any person acting in its behalf. Prohibitions herein against the taking of any action include the taking indirectly as well as directly of any such action.

(d) Nothing contained in this order shall be deemed to relieve The Ellicott Company from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(e) This order shall take effect on August 16, 1945.

Issued this 9th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15195; Filed, Aug. 17, 1945;  
11:37 a. m.]

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-886]

##### I. S. TUROVER

I. S. Turover is engaged in the business of selling hardboard, lumber and other building materials in Bethesda, Maryland. Between December 1, 1943 and April 30, 1945 he placed orders bearing preference ratings of AA-1 for 542,024 square feet of hardboard, when in fact he was authorized to place orders bearing this preference rating for only 116,230 square feet. The unauthorized application or extension of preference

ratings to obtain 426,794 square feet of hardboard in excess of the authorized amount constituted a violation of Priorities Regulation No. 3 and his actions in applying or extending the aforesaid unauthorized preference ratings constituted a grossly negligent violation of the Regulation.

This violation has diverted critical materials to uses not authorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.886 *Suspension Order No. S-886.* (a) Unless otherwise specifically authorized in writing by the War Production Board, I. S. Turover shall not for four months from the effective date of this order apply or extend any preference ratings to obtain any hardboard, regardless of the delivery date named in any purchase order to which such ratings may be applied or extended.

(b) I. S. Turover shall cancel immediately all preference ratings which he has applied or extended to orders for hardboard which have not yet been filled, except hardboard already in transit for delivery to him on the effective date of this order.

(c) The restrictions and prohibitions contained herein shall apply to I. S. Turover, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(d) Nothing contained in this order shall be deemed to relieve I. S. Turover from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board, except in so far as the same may be inconsistent with the provisions hereof.

(e) This order shall take effect on August 16, 1945.

Issued this 9th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15196; Filed, Aug. 17, 1945;  
11:37 a. m.]

#### PART 1010—SUSPENSION ORDERS

[Suspension Order S-892]

##### PETER DESIMON

Peter Desimon of Seattle, Washington, in December 1944 began construction of a combined restaurant and beer tavern at 8501 and 8503 15th Avenue NW., Seattle, Washington, without authorization from the War Production Board. The construction consisted of alterations and additions to two pre-existing buildings located at 8501 and 8503 15th Avenue NW., in Seattle, Washington, at an estimated cost which exceeded the limit permitted by and was in violation of Conservation Order L-41. Peter Desimon was aware of War Production Board restrictions on construction, and his violation of Conservation Order L-41 was wilful.

This violation has diverted critical materials to uses not authorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:



§ 1010.892 *Suspension Order No. S-892.* (a) Neither Peter Desimon, his successors or assigns, nor any other person, shall do any construction on the premises at 8501 and 8503 15th Avenue NW., Seattle, Washington, including putting up or altering the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Peter Desimon, his successors or assigns from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 15th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15197; Filed, Aug. 17, 1945;  
11:37 a. m.]

#### PART 1208—NAPHTHENIC ACID AND NAPHTHENATES

[General Preference Order M-142, Revocation]

Section 1208.1 *General Preference Order M-142* is revoked, the revocation to become effective September 1, 1945. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the War Production Board under the order.

On and after September 1, 1945 naphthenic acid is subject to allocation under General Allocation Order M-300 as an Appendix A material, subject to Schedule 117, issued simultaneously with the issuance of this revocation.

On and after September 1, 1945, use and delivery of naphthenates are subject to Schedule 117, to General Allocation Order M-300.

Issued this 15th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15193; Filed, Aug. 17, 1945;  
11:36 a. m.]

#### PART 3288—PLUMBING AND HEATING EQUIPMENT

[Limitation Order L-79, Revocation]

#### DISTRIBUTION OF PLUMBING, HEATING AND COOKING EQUIPMENT

Section 3288.31 *Limitation Order L-79* is revoked. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the War Production Board under the order. The sale and delivery of plumbing, heating and cooking equipment remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 16th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15189; Filed, Aug. 17, 1945;  
11:36 a. m.]

#### PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-138, Revocation]

##### ISTILE

Section 3290.261 *Conservation Order M-138*, is revoked. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the War Production Board under the order.

Issued this 15th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15192; Filed, Aug. 17, 1945;  
11:36 a. m.]

#### PART 3293—CHEMICALS

[General Allocation Order M-300, Schedule 36, as Amended Aug. 16, 1945]

##### GLYCOL ETHERS

§ 3293.1036 *Schedule 36 to General Allocation Order M-300*—(a) *Definition.* "Glycol ether" means any one of the following:

- (1) Monobutyl ether of ethylene glycol
- (2) Monomethyl ether of ethylene glycol
- (3) Monoethyl ether of ethylene glycol
- (4) Monoethyl ether of diethylene glycol

(b) *General provisions.* Glycol ethers are subject to allocation under General Allocation Order M-300 as Appendix C materials. The initial allocation date is August 1, 1944. The allocation period is the calendar month and the small order exemption per person per month is as follows:

Monobutyl ether of ethylene glycol	400 lbs.
Monomethyl ether of ethylene glycol	2,150 lbs.
Monoethyl ether of ethylene glycol	2,050 lbs.
Monoethyl ether of diethylene glycol	2,300 lbs.

(c) *Transition from Appendix A to Appendix C control.* For calendar months prior to September, 1945 allocation control of glycol ethers is as Appendix A materials, and for calendar months beginning with September, 1945, allocation control is as Appendix C materials. Regular and interim authorizations on Form WPB-2946 to deliver and on Form WPB-2945 to use or accept delivery for allocation periods prior to September, 1945, are not affected by the change to Appendix C control, but are subject to the limitations on duration of authorization under Order M-300. A supplier who has been authorized to set aside for his own use, and a customer who has been authorized to accept delivery of a quantity of a glycol ether which he has not been authorized to use may use the material without specific authorization if the total amount so set aside or received by him is not in excess of the small

order exempt quantity, but if the total amount is greater he must obtain specific authorization to use it on a Form WPB-2945, or Form WPB-2947, as the case may be.

(d) *Suppliers' applications on WPB-2947.* Each supplier seeking authorization to use or deliver shall file application on Form WPB-2947 (formerly PD-602). Filing date is the 25th day of the month before the proposed delivery month. File separate sets of forms for each glycol ether. Send three copies (one certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-36. The unit of measure is pounds. In Table I, first, list in Column 1 the names of customers who have filed WPB-2945 forms with the applicant and in Column 1a specify "WPB-2945"; second, list in Column 1 the names of customers who have filed use certificates with the applicant and in Column 1a transcribe the uses stated in the certificates; third, specify in Column 1 "Aggregate small order deliveries" and leave Column 1a blank; fill in other columns as indicated. Fill in Table II.

(e) *Customers' applications on WPB-2945.* Each person seeking delivery of glycol ethers in excess of the following amounts per month from all suppliers shall file application for authorization on Form WPB-2945:

1. 10,000 pounds Monobutyl Ether of Ethylene Glycol
2. 10,750 pounds Monomethyl Ether of Ethylene Glycol
3. 10,250 pounds Monoethyl Ether of Ethylene Glycol
4. 11,500 pounds Monoethyl Ether of Diethylene Glycol

\* The filing date is the 20th day of the month preceding the month for which allocation is requested. Send three copies (one certified) to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-36, and one copy (reverse side blank) to the supplier. The unit of measure is pounds. Fill in Column 3 in terms of the following:

Carburizing fluids  
Chemical manufacture (specify product)  
Cosmetics  
Coupling agents (specify product)  
General solvent (specify—for example, marking ink, dyestuffs, lacquers, wood-stain)  
Hydraulic fluids  
Metal cleaners  
Metal cutting oils  
Textile oils  
Other primary products (specify)  
Export (as glycol ether)  
Inventory (as glycol ether)  
Resale (as glycol ether)

In Column 4 specify ultimate use to which each primary product will be put in terms of the following: civilian, in-



dustrial, Lend-Lease, other export, or military. If the primary product is required for more than one of these uses, specify percentage for each use. In the case of military use specify contract and specification numbers. Opposite "export", "inventory" or "resale" in Column 3, fill in Column 4 in accordance with paragraph (11-a) of Appendix E of Order M-300. Fill in the other columns of Table I and fill in Tables II and III. Leave Tables IV and V blank.

(f) *Certified uses with purchase orders.* Each person placing purchase orders for delivery of glycol ethers between the following amounts per month in the aggregate from all suppliers shall furnish each supplier with a certified statement of proposed use. Describe proposed use as shown in paragraph (e) above and certify in the form prescribed in Appendix D of Order M-300:

1. 401 pounds to 10,000 pounds of Monobutyl Ether of Ethylene Glycol.
2. 2,151 pounds to 10,750 pounds of Dimethyl Ether of Ethylene Glycol
3. 2,051 pounds to 10,250 pounds of Monoethyl Ether of Ethylene Glycol
4. 2,301 pounds to 11,500 pounds of Monoethyl Ether of Diethylene Glycol

(g) *Budget Bureau approval.* The above reporting requirements have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

(h) *Communications to War Production Board.* Communications concerning this schedule shall be addressed to War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-36.

Issued this 16th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15194; Filed, Aug. 17, 1945;  
11:36 a. m.]

#### PART 3294—IRON AND STEEL PRODUCTION [General Preference Order M-21, Direction 8]

##### NICKEL AND NICKEL ALLOY PRODUCTS

The following direction is issued with respect to General Preference Order M-21:

(a) *Definition.* "Nickel" means nickel in any of the forms listed under Nickel in Schedule II to General Preference Order M-21, except nickel matte, speiss, secondary nickel, and nickel scrap.

(b) *Deliveries of nickel.* Nickel may be ordered and delivered on rated or unrated orders. In the filling of such orders suppliers must be governed by § 944.7 (a) of Priorities Regulation 1.

(c) *Authorizations for melting.* To melt nickel on rated or unrated orders, specific authorization of the War Production Board must be obtained, and an application for such authorization must be made on revised Form WPB-1770 or on such other form as may be prescribed.

(d) *Reports.* Persons who melt nickel, not including suppliers of nickel chemicals, must

report their stocks, consumption, and orders as called for on revised Form WPB-2871, not later than the seventh day of the month in which the nickel ordered is to be delivered.

Suppliers of nickel chemicals must report their schedules of delivery, production and stocks on revised Form WPB-2872, not later than the twentieth day of the month preceding the month in which deliveries are to be made.

(e) *Restrictions on sale and delivery of monel, rolled nickel, and inconel by distributors and warehouses.* (1) Monel, rolled nickel and inconel may be sold and delivered on rated orders without limitation.

(2) Monel, rolled nickel and inconel may be sold and delivered on unrated orders by a warehouse and distributor only if replacement is scheduled on an unrated order within 120 days.

(f) *Restrictions on sale and delivery of monel, rolled nickel and inconel by rerollers.*

(1) Monel, rolled nickel and inconel may be sold and delivered on rated orders without limitation.

(2) Monel, rolled nickel and inconel may be sold and delivered by rerollers in any one month on unrated orders only after deliveries against rated orders for that month have been made in full, and only if replacement is scheduled on an unrated order within 60 days.

(g) *Restrictions on producers and dealers of nickel salts.* Producers of and dealers in refined nickel salts may deliver refined nickel sulphate and refined nickel chloride in any one month on unrated orders only after filling all rated orders for delivery in that month and after accumulating a stock for use on "emergency orders" in an amount equal to one-third of Second Quarter 1945 deliveries. No shipments shall be made from this emergency stock on rated or unrated orders unless specifically authorized by the War Production Board. This requirement for the maintenance of emergency stocks shall terminate on December 31, 1945.

(h) *Small order exemptions.* (1) Consumers of primary nickel in an amount less than 25,000 pounds per month are not required to furnish the information requested in paragraph (d) above, on revised Form WPB-2871.

(2) Suppliers of nickel chemicals filling any orders calling for delivery of 100 pounds or less of contained nickel are not required to list these orders separately, but may group them by type of nickel chemical on revised Form WPB-2872.

(3) *Reporting on Revised Form WPB-1770.* (i) Copper base alloys: Rated orders requiring under 200 pounds of contained nickel may be grouped under CMP symbols, and that grouping may be reported on revised Form WPB-1770 as one item: *Provided*, That the number of orders and the total weight thereof are listed.

Unrated orders requiring under 200 pounds of contained nickel may be grouped and reported as one item: *Provided*, That the number of orders and the total weight thereof are listed.

(ii) Monel, rolled nickel and inconel: Rated orders requiring under 2,000 pounds of Monel, or 1,000 pounds of contained nickel in rolled nickel or inconel, may be grouped under CMP symbols or priority ratings and reported on revised Form WPB-1770 as one item: *Provided*, That the number of orders and the total weight thereof are listed.

Unrated orders requiring under 2,000 pounds of Monel or 1,000 pounds of contained nickel in rolled nickel and inconel, may be grouped and reported on revised Form WPB-1770 as one item: *Provided*, That the number of orders and the total weight thereof are listed.

(iii) Nickel chrome alloys containing under 45% iron: Rated orders requiring under 50 pounds of contained nickel may be grouped under CMP symbols or priority ratings and such grouping may be reported on

revised Form WPB-1770 as one item: *Provided*, That the number of orders and the total weight thereof are listed.

Unrated orders requiring under 50 pounds of contained nickel may be grouped and reported on revised Form WPB-1770 as one item: *Provided*, That the number of orders and the total weight thereof are listed.

(4) Nickel may be melted for delivery against rated orders of the kind and amount described in paragraph (h) (3) (i), (ii), and (iii) without authorization of the War Production Board but may not be melted for delivery against unrated orders of like kind and amount without prior approval of the War Production Board.

(i) *Restrictions on inventory.* The sale and delivery of nickel and nickel alloy products as described in this direction are subject to the inventory restrictions as set forth in § 944.14 of Priorities Regulation 1.

(j) *Status of instructions heretofore issued relative to nickel, nickel alloy products and nickel chemicals.* This direction supersedes and renders obsolete all instructions heretofore issued relative to the producing, ordering, selling, delivery and consuming of nickel, nickel alloy products and nickel chemicals.

Issued this 16th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15191; Filed, Aug. 17, 1945;  
11:36 a. m.]

#### Chapter XI—Office of Price Administration

##### PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RO 1A, Amdt 106]

##### TIRES, TUBES, RECAPPING AND CAMELBACK

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Ration Order No. 1A is amended in the following respect:

The effective date of Amendment No. 105 is changed from August 17, 1945, to August 15, 1945.

This amendment shall become effective August 15, 1945.

(Pub. Law 671, 76th Cong. as amended by Pub. Laws 89, 421 and 507, 77th Cong.; E.O. 9125, 7 F.R. 2719, issued April 7, 1942, WPB Dir. No. 1, 7 F.R. 562, Supp. Dir. No. 1Q, 7 F.R. 9121)

Issued this 15th day of August, 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15088; Filed, Aug. 15, 1945;  
4:15 p. m.]

##### PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Rev. RO 5C and Rev. RO 11, Revocation]

Subject to section 5.1 of General Ration Order 8, the following Office of Price Administration orders are revoked: Revised Ration Order 5C (Mileage Rationing: Gasoline Regulations), Revised Ration Order 11 (Fuel Oil), and all revoca-

<sup>1</sup> 7 F.R. 9160, 9392, 9724.



tion or suspension orders to the extent that they relate to gasoline or fuel oil.

This order or revocation shall become effective August 15, 1945.

Issued this 15th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15091; Filed, Aug. 15, 1945;  
4:13 p. m.]

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 13, Revocation]

Subject to section 5.1 of General Ration Order 8, Revised Ration Order 13 (Processed Foods) and revocation and suspension orders relating to processed foods are revoked.

This order of revocation shall become effective August 15, 1945.

Issued this 15th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15089; Filed, Aug. 15, 1945;  
4:12 p. m.]

#### PART 1432—RATIONING OF CONSUMERS' DURABLE GOODS

[RO 9A, Revocation]

Subject to section 5.1 of General Ration Order 8, Ration Order 9A (Stoves) and all Offices of Price Administration revocation or suspension orders, to the extent that they relate to stoves, are revoked.

This order of revocation shall become effective August 15, 1945.

Issued this 15th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15090; Filed, Aug. 15, 1945;  
4:11 p. m.]

#### PART 1305—ADMINISTRATION

[Supp. Order 94, Amdt. 6]

##### SALES BY GOVERNMENT AGENCIES AND RE-SALES BY CERTAIN BUYERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 94 is amended in the following respects:

1. In Appendix A, Part I, the following regulation is added to those listed therein:

Regulation number	Short title
SO 123.....	Suspension from price control of aircraft and certain aircraft parts.

2. In Appendix A, Part II, the paragraph following the word "General" is amended to read as follows:

*General.* Any scrap, used or waste materials or commodities otherwise subject to the General Maximum Price Regulation, except

second-hand fractional horsepower electric motors of  $\frac{3}{4}$  horsepower or less.

3. In Appendix B, Part I, the following regulation is added to those listed under the classification of "Textiles, Leather and Apparel":

Regulation number	Short title			
MPR 578.	Certain Garments produced with War Production Board priority assistance.....		x	x

4. In Appendix B, Part I, the following regulation is added to those listed under the classification of "Consumer Durable Goods and Miscellaneous":

Regulation number	Short title			
MPR 584.	Feather filled pillows and upholstery cushion innercasings.....	x	x	x

5. In Appendix B, Part I, the following regulation is added to those listed under the classification of "Forest Products, Lumber and Building Materials", "1. Lumber":

Regulation number	Short title			
MPR 589.	Douglas fir stock millwork.....	x		

6. In Appendix B, Part I, the following regulation is deleted from those listed under the classification of "Metal and Minerals", "1. Iron and Steel":

Regulation number	Short title			
MPR 46.....	Relaying rail, relaying girder rail, and used track accessories.	x	x	x

7. In Appendix D, Part I, the following regulations are added to those listed therein:

Regulation number	Short title	Levels of sale for which dollars and cents maximum prices are established		
		Manufacturer or producer	Wholesaler or jobber	Retailer
MPR 46.....	Relaying rail, relaying girder rail, and used track accessories.	x	x	x
Gen. Order 61.	Authority to fix community dollars-and-cents ceiling prices on all sales of used lumber.	x	x	x

This amendment shall become effective August 21, 1945.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15135; Filed, Aug. 17, 1945;  
11:17 a. m.]

#### PART 1305—ADMINISTRATION

[Supp. Order 125]

##### CHANGES IN REFERENCE TO CERTAIN GOVERNMENT CORPORATIONS

A statement of the considerations involved in the issuance of this supple-

mentary order, issued simultaneously herewith, has been filed with the Division of the Federal Register. For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, it is hereby ordered:

§ 1305.153 *Changes in references to certain government corporations.* Any reference in any regulation, order, or other document issued by the Office of Price Administration to any of the government corporations listed below shall be deemed to be a reference to the branch, section, or office of the Reconstruction Finance Corporation to which the functions, powers, duties and authority of such corporation have been transferred, unless the context of such reference clearly otherwise requires:

Defense Plant Corporation.  
Defense Supplies Corporation.  
Disaster Loan Corporation.  
Metals Reserve Company.  
Rubber Reserve Company.

This supplementary order shall become effective August 21, 1945.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15136; Filed, Aug. 17, 1945;  
11:13 a. m.]

#### PART 1305—ADMINISTRATION

[Gen. RO 5, Amdt. 114]

##### FOOD RATIONING FOR INSTITUTIONAL USERS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sections 11.2 (a), 11.3 (a) (1), and 11.4 (a) are amended by substituting the words "ten per cent (10%)" for the words "twenty per cent (20%)" wherever they appear in those sections.

This amendment shall become effective, the 16th of August 1945.

Issued this 15th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15125; Filed, Aug. 17, 1945;  
11:15 a. m.]

#### PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMFR 119, Amdt. 4]

##### ORIGINAL EQUIPMENT TIRES AND TUBES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 119 is amended in the following respects:

<sup>1</sup> 9 F.R. 11002, 11676, 11489, 11479, 12483, 12557, 12403, 12744, 14472, 13486, 16738, 17486; 9 F.R. 401.



1. Section 9 (a) (2) of Revised Maximum Price Regulation 119 is amended to read as follows:

(2) "Original equipment tires and tubes" means new rubber tires and tubes sold for the original equipment of automobiles, trucks, busses, trailers, off-the-road equipment, farm implements, tractors, industrial equipment, motorcycles, and aircraft, but does not include tires and tubes sold directly to any agency of the United States Government.

2. Table II of Appendix A is amended by substituting the ply "4" for the ply "2" where the latter appears under the heading "Farm tractor", size 7-32.

This amendment shall become effective August 20, 1945.

Issued this 15th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15131; Filed, Aug. 17, 1945;  
11:15 a. m.]

**PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING**

[RMFR 451, Amdt. 1]

**BOOK PAPER**

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 451 is amended in the following respects:

1. In the table of prices in Appendix A (a), the price for the West Virginia Pulp and Paper Company's "Westvaco machine coated" is amended to read "\$8.05".

2. Appendix A (d) (4) (i) is amended by adding a new paragraph preceding the examples to read as follows:

Add 4% of the selling price for each pound or fraction thereof below 25 pounds plus the additional charge for 25 pounds.

3. Appendix A (d) (4) (i) is amended by adding the following item to the examples to read as follows:

Basis 20 lbs.: \$16.00 per cwt. (\$10.00 per cwt. plus 60%—1½% per lb. from 45 lb. to 35 lb., 2% per lb. from 35 lb. to 30 lb., 3% per lb. from 30 lb. to 25 lb., and 4% per lb. from 25 lb. to 20 lb., basis weight).

4. Appendix A (d) (4) (ii) is amended by adding a new paragraph preceding the examples to read as follows:

Add 4% of the selling price for each pound or fraction thereof below 30 pounds plus the additional charge for 30 pounds.

5. Appendix A (d) (4) (ii) is amended by adding the following item to the examples to read as follows:

Basis 25 lbs.: \$16.00 per cwt. (\$10.00 per cwt. plus 60%—1½% per lb. from 50 lb. to 40 lb., 2% per lb. from 40 lb. to 35 lb., 3% per lb. from 35 lb. to 30 lb., and 4% per lb. from 30 lb. to 25 lb., basis weight).

6. Appendix A (d) (4) (v) is amended by adding a new paragraph preceding the examples to read as follows:

Add 4% of the selling price for each pound or fraction thereof below 35 pounds plus the additional charge for 35 pounds.

7. Appendix A (d) (4) (v) is amended by adding the following item to the examples to read as follows:

Basis 30 lbs.: \$16.00 per cwt. (\$10.00 per cwt. plus 60%—1½% per lb. from 55 lb. to 45 lb., 2% per lb. from 45 lb. to 40 lb., 3% per lb. from 40 lb. to 35 lb., and 4% per lb. from 35 lb. to 30 lb., basis weight).

This amendment shall be effective as of July 19, 1945.

Issued this 15th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15132; Filed, Aug. 17, 1945;  
11:15 a. m.]

**PART 1351—FOOD AND FOOD PRODUCTS**

[MPR 53, Amdt. 49]

**FATS AND OILS**

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

A new section 16.1 (e) is added to Article XVI to read as follows:

(e) *Crude Newfoundland and/or Labrador herring oil.* The maximum price for crude Newfoundland and/or crude Labrador herring oil in tank cars, all duties and taxes paid, delivered to the buyer's place of business, is 8.90 cents per pound, plus the rail rate for the type of shipment from Seattle to the buyer's place of business.

(1) The usual or normal differentials for type of container other than tank cars applying to Alaskan herring oil shall apply to Newfoundland and/or Labrador herring oil.

This amendment shall become effective August 21, 1945.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15127; Filed, Aug. 17, 1945;  
11:12 a. m.]

**PART 1351—FOOD AND FOOD PRODUCTS**

[FPR 2, Amdt. 1 to Rev. Supp. 2]

**OATS**

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplement No. 2 to Food Products Regulation No. 2 is amended in the following respect:

Section 14 is amended to read as follows:

**SEC. 14. Separate invoicing of charges, markups and costs.** When any selling price equals or exceeds the base price adjusted for grade and quality at point of origin plus freight, or exceeds the base price adjusted for grade and quality

at the terminal through which the shipment moves plus freight, the seller shall furnish his purchaser with an invoice or confirmation of the purchase and sale separately stating all service charges, markups, elevation and handling costs, and transportation costs permitted in respect to distributors of carload quantities. Such invoice or confirmation of purchase and sale shall indicate with respect to each of the above items, the name and address of the person performing the service or taking the markup, the nature of the service being performed or the markup taken, and the amount being added to the maximum price. No person shall include any of the above items in his maximum price on the sale of any oats in carload quantities unless he complies with the requirements of this section with respect to such item.

This amendment shall become effective August 21, 1945.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

Approved: August 7, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15121; Filed, Aug. 17, 1945;  
11:13 a. m.]

**PART 1351—FOOD AND FOOD PRODUCTS**

[FPR 2, Amdt. 1 to Rev. Supp. 3]

**BARLEY**

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplement No. 3 to Food Products Regulation No. 2 is amended in the following respect:

Section 14 is amended to read as follows:

**SEC. 14. Separate invoicing of charges, markups and costs.** When any selling price equals or exceeds the base price adjusted for grade and quality at point of origin plus freight, or exceeds the base price adjusted for grade and quality at the terminal through which the shipment moves plus freight, the seller shall furnish his purchaser with an invoice or confirmation of the purchase and sale separately stating all service charges, markups, elevation and handling costs, and transportation costs permitted in respect to distributors of carload quantities. Such invoice or confirmation of purchase and sale shall indicate with respect to each of the above items, the name and address of the person performing the service or taking the markup, the nature of the service being performed or the markup taken, and the amount being added to the maximum price. No person shall include any of the above items in his maximum price on the sale of any barley in carload quantities unless he complies with the requirements of this section with respect to such item.

<sup>1</sup> 10 F.R. 8860.



This amendment shall become effective August 21, 1945.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

Approved: August 7, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15122; Filed, Aug. 17, 1945;  
11:14 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS  
[FPR 2, Amdt. 3 to Supp. 4]

CORN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplement No. 4 to Food Products Regulation No. 2 is amended in the following respect:

Section 14 is amended to read as follows:

SEC. 14. *Separate invoicing of charges, markups and costs.* When any selling price equals or exceeds the base price adjusted for grade and quality at point of origin plus freight, or exceeds the base price adjusted for grade and quality at the terminal through which the shipment moves plus freight, the seller shall furnish his purchaser with an invoice or confirmation of the purchase and sale separately stating all service charges, markups, elevation and handling costs, and transportation costs permitted in respect to distributors of carload quantities. Such invoice or confirmation of purchase and sale shall indicate with respect to each of the above items, the name and address of the person performing the service or taking the markup, the nature of the service being performed or the markup taken, and the amount being added to the maximum price. No person shall include any of the above items in his maximum price on the sale of any corn in carload quantities unless he complies with the requirements of this section with respect to such item.

This amendment shall become effective August 21, 1945.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

Approved: August 7, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15123; Filed, Aug. 17, 1945;  
11:13 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS  
[FPR 2, Amdt. 1 to Supp. 6]

GRAIN SORGHUMS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplement No. 6 to Food Products Regulation No. 2 is amended in the following respect:

Section 14 is amended to read as follows:

SEC. 14. *Separate invoicing of charges, markups and costs.* When any selling price equals or exceeds the base price adjusted for grade and quality at point of origin plus freight, or exceeds the base price adjusted for grade and quality at the terminal through which the shipment moves plus freight, the seller shall furnish his purchaser with an invoice or confirmation of the purchase and sale separately stating all service charges, markups, elevation and handling costs, and transportation costs permitted in respect to distributors of carload quantities. Such invoice or confirmation of purchase and sale shall indicate with respect to each of the above items, the name and address of the person performing the service or taking the markup, the nature of the service being performed or the markup taken, and the amount being added to the maximum price. No person shall include any of the above items in his maximum price on the sale of any grain sorghums in carload quantities unless he complies with the requirements of this section with respect to such item.

This amendment shall become effective August 21, 1945.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

Approved: August 7, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15124; Filed, Aug. 17, 1945;  
11:14 a. m.]

PART 1396—SOAP AND GLYCERINE  
[MPR 391, Corr. to Amdt. 6]

HOUSEHOLD SOAPS AND CLEANSERS SOLD BY MANUFACTURERS AND CERTAIN WHOLESALESALES

Amendment No. 6 to Maximum Price Regulation No. 391 is corrected as follows:

Section 14 is corrected to read section 17.

This correction shall be effective as of August 7, 1945.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15129; Filed, Aug. 17, 1945;  
11:13 a. m.]

PART 1426—PRIMARY FOREST PRODUCTS  
[MPR 533-2, Amdt. 3]

LAKE STATES LOGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith,

<sup>1</sup> 9 F.R. 5299, 5959, 14836; 10 F.R. 3918.

has been filed with the Division of the Federal Register.

Maximum Price Regulation 533-2 is hereby amended in the following respects:

1. Section 11 (b) is amended to read as follows:

(b) *White pine log grades*—(1) *Veneer grade* (i) Logs must be 18" or larger, 10' or longer.

(ii) Logs must be entirely clear.

(2) *Prime grade* (i) Logs must be 16" or larger, 10' or longer.

(ii) Logs between 16" and 18" must be entirely clear.

(iii) All other logs must be at least 75 per cent clear on each of three faces.

(iv) All knots outside clear cutting must be sound and not over 2½" in diameter.

(3) *No. 1 grade.* (i) Logs must be 12" or larger, 10' or longer, and with a net scale after deduction for defect of at least 50% of the gross contents of the log.

(ii) Logs must be at least 50% clear on each of three faces or 75% clear on two faces.

(4) *No. 2 grade.* Logs must be 8" or larger, 8' or longer, and a net scale after deduction for defect of at least 50% of the gross contents of the log.

2. Section 14—Table 2—White Pine Logs is amended to read as follows:

TABLE 2—WHITE PINE LOGS  
[Per 1,000 feet—log scale]

Species	Veneer	Prime	No. 1	No. 2	Woods-run
White pine.....	\$75	\$37	\$33	\$28	\$30

3. Section 15 is amended by adding a paragraph (d) as follows:

(d) In cases where a buyer, operating two or more plants manufacturing products from logs in the same general area, temporarily cannot maintain normal production at one of these plants because of destruction by fire or other circumstances beyond his control, he may apply to the Lumber Branch, Office of Price Administration, Washington 25, D. C. for permission to pay a reasonable additional charge for transporting logs or other primary forest products covered by this regulation, normally supplied to the non-operating plant, to another plant which he operates. This additional charge shall in no case be greater than the cost of transporting logs from the non-operating mill to the operating mill by rail, and shall be limited to transportation to the nearest operating plant.

The buyer's application must contain the following information:

(1) The reason the non-operating plant cannot process the logs.

(2) Name and location of the non-operating plant.

(3) Statement of the approximate date when production in the non-operating plant will be resumed.

(4) Name and location of the plant to which the logs will be delivered.

(5) Estimated additional amount of transportation which will be paid in delivering logs to the operating plant.



(6) Statement that the buyer can absorb the cost of additional transportation.

(7) Statement that this permission will not be used to secure a buying advantage over any other buying plant operating in the area.

If in the judgment of the Administrator the application for permission to pay additional transportation is reasonable and is made in good faith, the Office of Price Administration may issue a written approval of an amount to be added for transportation, addressed to the applicant at the place of business designated in the application.

4. Section 16 (e) is amended by striking out at the end of the first sentence the words, "Zone 2", and substituting instead the words, "Zone 3".

This amendment shall become effective this 21st day of August 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15133; Filed, Aug. 17, 1945;  
11:17 a. m.]

#### PART 1426—PRIMARY FOREST PRODUCTS

[MPR 535-2, Amdt. 4]

##### LAKE STATES CORDWOOD

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 535-2 is hereby amended by adding a paragraph (d) to section 13 to read as follows:

(d) In cases where a buyer, operating two or more plants manufacturing products from logs in the same general area, temporarily cannot maintain normal production at one of these plants because of destruction by fire or other circumstances beyond his control, he may apply to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for permission to pay a reasonable additional charge for transporting logs or other primary forest products covered by this regulation, normally supplied to the non-operating plant, to another plant which he operates. This additional charge shall in no case be greater than the cost of transporting logs from the non-operating mill to the operating mill by rail, and shall be limited to transportation to the nearest operating plant.

The buyer's application must contain the following information:

(1) The reason the non-operating plant cannot process the logs.

(2) Name and location of the non-operating plant.

(3) Statement of the approximate date when production in the non-operating plant will be resumed.

(4) Name and location of the plant to which the logs will be delivered.

(5) Estimated additional amount of transportation which will be paid in delivering logs to the operating plant.

(6) Statement that the buyer can absorb the cost of additional transportation.

(7) Statement that this permission will not be used to secure a buying advantage over any other buying plant operating in the area.

If, in the judgment of the Administrator, the application for permission to pay additional transportation is reasonable and is made in good faith, the Office of Price Administration may issue a written approval of an amount to be added for transportation, addressed to the applicant at the place of business designated in the application.

This amendment shall become effective August 21, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15134; Filed, Aug. 17, 1945;  
11:17 a. m.]

#### PART 1499—COMMODITIES AND SERVICES

[SR 14C, Amdt. 8]

##### CERTAIN FOODS AND BEVERAGES, MODIFICATIONS OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14C to the General Maximum Price Regulation is amended in the following respects:

Section 4.6 of Article IV is added to read as follows:

SEC. 4.6 *Pearl barley*—(a) *Maximum prices for the sale of packaged pearl barley.* The maximum price for the sale of pearl barley packaged in containers of three pounds or less by any person who packaged the same before delivery to a retail establishment shall be the seller's maximum price established under the General Maximum Price Regulation on sales to the same class of purchaser, plus two cents per pound.

(b) *Notification of new maximum price.* With the first delivery after August 21, 1945, of any item of pearl barley in any case where a seller determines his maximum price pursuant to this section, he shall:

(1) Supply each wholesaler and retailer who purchases from him with a written notice, as set forth below:

(Insert date)

##### NOTICE TO WHOLESALERS AND RETAILERS

Our O. P. A. ceiling price for (describe item by kind, grade, brand, and container type and size) has been changed by the Office of Price Administration. We are authorized to in-

form you that if you are a wholesaler or retailer pricing this item under Maximum Price Regulations Nos. 421, 422 or 423, you must refigure your ceiling price for this item on the first delivery of it to you containing this notification on and after (insert effective date of ceiling price change). You must refigure your ceiling price following the rules in section 6 of Maximum Price Regulations Nos. 421, 422 or 423, whichever is applicable to you.

For a period of 60 days after determining such maximum price and with the first shipment after the 60-day period to each person who has not made a purchase within that time, each seller shall include in each case, a carton or other receptacle containing the item, the written notice set forth above, or securely attach it to the outside. However, for sales direct to any retailer, the seller may supply the notice by attaching it to or stating it on the invoice covering the shipment, instead of providing it with the goods.

(2) Supply each purchaser of the item who is a distributor other than a wholesaler and retailer with written notice of the establishment of the new maximum price. The notice, which shall be attached to, or stated on, the invoice shall read as follows:

(Insert date)

##### NOTICE TO DISTRIBUTORS OTHER THAN WHOLESALERS AND RETAILERS

Our O. P. A. ceiling price for (describe item by kind, variety, grade, brand, and container type and size) has been changed from \$----- to \$----- under the provisions of section 4.6 of Supplementary Regulation 14C to the General Maximum Price Regulation. You are required to notify all wholesalers and retailers for whom you are the customary type of supplier purchasing the item from you after (insert effective date of ceiling price change) of any change in your maximum price. This notice must be made in the manner prescribed in section 4.6 of Supplementary Regulation 14C.

This amendment shall become effective August 21, 1945.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

Approved: August 7, 1945.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 45-15126; Filed, Aug. 17, 1945;  
11:16 a. m.]

#### PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 2 to Supp. Ser. Reg. 47]

##### RETAIL SHOE REPAIR SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

1. Supplementary Service Regulation 47 is amended in the following respects: Section 1499.680 (e) is amended to read as follows:

(e) *Sales slip or receipt.* Each seller subject to an area order who uses premium leather (Prime, Fine, S. B. Prime, X-Fine, Extra-Fine, X-Prime, Y-Fine,



Fine-F, Prime-F, Prime-X, Fine-E, Government Selection, Military Selection, or Army Selection leather) in supplying a half-soling service, and who makes the extra charges for use of such premium leather which are permitted by the area order, shall either:

(1) Affix to the shank of the shoe a sticker, label, marker, or any other clear price identification, stating: "OPA permitted charge of  $\frac{1}{2}$ ¢ for premium leather," after inserting the proper figure in the blank space; or

(2) Furnish the customer with a sales slip or receipt showing: (i) the seller's name and address; (ii) the date the services are supplied; (iii) a brief description of each service supplied; (iv) the grade of leather used, if half-soling service is supplied; and (v) the price charged for each service supplied.

If other than premium leather is used in supplying a half-soling service, or if the services supplied do not include half-soling, a sales slip or receipt containing the information set forth in (2) above, must be furnished only if the customer requests a sales slip or receipt.

2. Section 1499.680 (g) is amended to read as follows:

(g) *Higher filed maximum prices.* Any Regional Administrator or any District Director who has been authorized to act by the Regional Administrator having jurisdiction over his district, is authorized to issue an order granting a seller permission to continue pricing his shoe repair services in accordance with the provisions of RMPR 165 rather than this regulation upon satisfactory proof by such seller of the following requirements:

(1) Applicant's prices for his shoe repair services which represent fifty percent or more of his dollar volume of sales were sold at higher prices under the provisions of RMPR 165 than those established for him by an area order under this supplementary service regulation.

(2) Applicant filed on or before September 10, 1942 a statement of maximum prices for those services reflecting such higher prices with his appropriate War Price and Rationing Board.

(3) If applicant entered in business after March 1942 he must show that he established and filed his prices in accordance with the applicable provisions of RMPR 165 and that his "closest competitor" had filed a statement of his maximum prices as set forth above.

(4) Applications under this paragraph (g) must be filed in duplicate and will be denied unless filed within 60 days from the issuance date of the applicable area order.

In Appendix A, the item "Premium leather (Prime or Fine grade leather, or Military or Government Selection)" is amended to read as follows:

Premium leather (Prime, Fine, S. B. Prime, X-Fine, Extra-Fine, X-Prime, Y-Fine, Fine-F, Prime-X, Fine-E, Government Selection, Military Selection, or Army Selection leather).

The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective August 21, 1945.

Issued this 16th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15128; Filed, Aug. 17, 1945;  
11:12 a. m.]

#### PART 1418—TERRITORIES AND POSSESSIONS [RMPR 373, Amdt. 20]

##### MARKING OF ARTICLES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 44 (j) (2) is amended to read as follows:

(2) *Marking.* No person shall sell or deliver or offer for sale at retail any article covered by this section unless there is firmly attached to such article or on the box containing such article a stamp, tag, or other marking showing the selling price. Such selling price must be plainly visible to and understandable by the purchasing public.

This amendment shall become effective as of July 1, 1945.

Issued this 15th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15130; Filed, Aug. 17, 1945;  
11:15 a. m.]

#### Chapter XVI—Office of Censorship

[Communications Ruling 1, Revocation]

#### PART 1805—COMMUNICATIONS RULINGS

Communications Ruling No. 1, § 1805.1, appearing at 7 F.R. 2172 is hereby revoked.

BYRON PRICE,  
Director of Censorship.

[F. R. Doc. 45-15100; Filed, Aug. 17, 1945;  
10:27 a. m.]

#### TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

##### Chapter I—Veterans' Administration

#### CONTINUANCE IN EFFECT OF ALL CURRENT REGULATIONS AND OTHER FORMAL ISSUES

All current regulations and procedure, instructions, bulletins, orders, service letters, Administrator's decisions, delegations of authority and other issues, applicable to the Veterans Administration shall remain in full force and effect until such time as the same may be specifically amended or revoked.

[SEAL] OMAR N. BRADLEY,  
General, U. S. Army,  
Administrator of Veterans' Affairs.

AUGUST 15, 1945.

[F. R. Doc. 45-15092; Filed, Aug. 17, 1945;  
9:10 a. m.]

\* 10 F.R. 6646, 7407, 7794, 7799, 8020, 8069, 8371, 8979, 9273, 9274, 9275, 9466, 9540.

#### TITLE 43—PUBLIC LANDS: INTERIOR

##### Subtitle A—Office of the Secretary of the Interior

[Order 2086]

#### PART 6—REGULATIONS FOR LICENSING PATENTS AND INVENTIONS

Pursuant to section 161 of the Revised Statutes (5 U.S.C. Sec. 22), and the act of April 5, 1944 (58 Stat. 190, 30 U.S.C. secs. 321-325), the following regulations are hereby prescribed:

Sec.

- 6.1 Purpose of regulations.
- 6.2 Patents in which the Secretary of the Interior has transferable interests.
- 6.3 Unpatented inventions in which the Secretary of the Interior has transferable interests.
- 6.4 Licenses unnecessary for use or manufacture by or for the Government; exceptions.
- 6.5 Publicity concerning inventions.
- 6.6 Terms of licenses or sublicenses.
- 6.7 Procedure for issuance of licenses.
- 6.8 Evaluation Committee.
- 6.9 Repeal of inconsistent regulations.

AUTHORITY: §§ 6.1 to 6.9, inclusive, issued under section 161 of the Revised Statutes (5 U.S.C. 22), and act of April 5, 1944 (58 Stat. 190, 30 U.S.C. 321-325).

§ 6.1 *Purpose of regulations.* It is the purpose of this part to secure for the people of the United States the full benefits of Government research and investigation in the Department of the Interior (a) by providing means for circulating information concerning patents and inventions in which the Secretary of the Interior has transferable interests which are available for licensing; (b) by providing a simple procedure under which such licenses may be obtained by the public; (c) by providing adequate protection for the inventions until such time as they may be made available for licensing without undue risk of losing patent protection to which the public is entitled.

§ 6.2 *Patents in which the Secretary of the Interior has transferable interests.* Patents in which the Secretary of the Interior has transferable interests, and upon which he may issue licenses or sublicenses, are classified as follows:

(a) Patents assigned without restrictions to the United States, as represented by the Secretary of the Interior, by employees or nonemployees of the Interior Department, whether or not required by law, regulation (see Departmental Order No. 1763 of November 17, 1942, 7 F.R. 10161), or contract, except as provided in § 6.2 (c) hereof. These patents will hereinafter be referred to as Class (a) patents.

(b) Patents licensed to the Secretary of the Interior with the right to sublicense, or assigned to the Secretary of the Interior as trustee for the people of the United States, or assigned to the Secretary of the Interior upon such terms as to effect a dedication to the people of the United States, or conveyed by other means restricting the control of the patent under the terms of the conveyance. These patents will hereinafter be referred to as Class (b) patents.

(c) Patents and patent rights acquired by the Secretary of the Interior pursuant to the act of April 5, 1944 (58 Stat.



190, 30 U.S.C. secs. 321-325), and any amendments thereof, hereinafter referred to as Class (c) patents.

§ 6.3 *Unpatented inventions in which the Secretary of the Interior has transferable interests.* The Secretary of the Interior may also have patent rights in, and may issue licenses upon, inventions which are not yet patented. In order to protect the patent rights of the Department, for the eventual benefit of the public, a license may be granted with respect to such an invention only if (a) a patent application has been filed thereon; (b) the invention has been assigned to the United States, as represented by the Secretary of the Interior, and the assignment has been recorded in the Patent Office; and (c) the solicitor of the Department is of the opinion that the issuance of a license will not prejudice the interests of the Department in the invention. Such licenses shall be upon the same terms as licenses relating to patents of the same class, as described in § 6.2.

§ 6.4 *Licenses unnecessary for use or manufacture by or for the Government; exceptions.* A license from the Secretary of the Interior is not required with respect to the manufacture or use of any invention patented under the act of March 3, 1883 (22 Stat. 625), as amended by the act of April 30, 1928 (45 Stat. 467, 35 U.S.C. sec. 45), or assigned or required to be assigned without restrictions or qualifications to the United States, as represented by the Secretary of the Interior, when such manufacture or use is by or for the Government for governmental, and no other, purposes. A license or sublicense may be required, however, in the case of Class (b) patents or patent rights when the terms under which the Secretary of the Interior acquires interests therein necessitate the issuance of a license or sublicense in such circumstances.

§ 6.5 *Publicity concerning inventions.* (a) In order that the public may obtain the greatest possible benefit from inventions in which the Secretary of the Interior has transferable interests, inventions assigned to the Secretary upon which intent applications have been filed shall be publicized as widely as possible within legal limitations of authority, by the Department, by the originating bureau, by the branch or division of that bureau in which the inventor is employed, and by the inventor himself in his contacts with industries in which the invention is or may be useful. Regular organs of publication shall be utilized to the greatest extent possible. In addition, it shall be the duty of the Solicitor of the Department, upon being advised of the issuance of any patent assigned to the Secretary, to take steps towards listing the patent as available for licensing in the register in the Patent Office established for that purpose.

(b) In order to preserve rights in unpatented inventions for the people of the United States prior to the filing of patent applications thereon, no description, specification, plan or drawing of

any unpatented invention upon which a patent application may be filed shall be furnished to anyone not employed by the Department of the Interior or engaged in working on a cooperative or other project approved by the Department unless the Solicitor of the Department is of the opinion that the interests of the Department and of the people of the United States in the invention will not be prejudiced thereby.

§ 6.6 *Terms of licenses or sublicenses.* In order to make inventions developed in the Department of the Interior more available to the people of the United States, the terms of licenses and sublicenses issued pursuant to these regulations shall be as unrestrictive as the laws of the United States and sound administrative practice will permit.

Licenses and sublicenses of Class (c) patents and patent rights shall be granted by the Secretary of the Interior upon such terms and conditions as he may hereafter prescribe pursuant to sections 3 and 5 of the act of April 5, 1944, and any amendments thereof.

Licenses and sublicenses of Class (a) and (b) patents and patent rights shall be nontransferable. They shall be revocable only for violation of the terms of the license or as provided therein upon a finding by the Secretary of the Interior or any person designated by him, after reasonable notice and an opportunity to be heard, that withdrawal of rights conveyed thereunder is in the public interest. Licensees and sublicensees, except in cases where such a requirement would conflict with the terms under which Class (b) patents or patent rights are acquired, may be required to submit annual or more frequent technical or statistical reports concerning "know how" obtained through the exercise of the license or sublicense, the number or quantity of articles produced under the license or sublicense, and other related subjects. Such requirements shall be incorporated into the license or sublicense.

In addition to the general terms stated above, the issuance of licenses and sublicenses shall be governed by the following provisions applicable to the separate classes:

(a) Licenses of Class (a) patents and patent rights may be made available to properly qualified applicants royalty-free, upon a satisfactory showing that the public will be benefited thereby. If no such showing is made, licenses shall be granted only upon a reasonable royalty or other consideration, the amount or character of which may be determined by the Secretary of the Interior or any person or persons designated by him. A cross licensing agreement may be considered adequate consideration.

(b) Licenses of Class (b) patents and patent rights shall be granted in accordance with the provisions of paragraph (a) hereof; *Provided, however,* That if such provisions conflict with the terms of the instruments conveying such patents or patent rights to the Secretary of the Interior, then the licenses shall be made to conform with such terms.

§ 6.7 *Procedure for issuance of licenses.* (a) Any person desiring a license relating to an invention upon which the Secretary of the Interior owns a patent or patent rights shall file with the Solicitor of the Department of the Interior an application for a license, identifying the applicant, his address and citizenship, his business, the patent or invention upon which he desires a license, and stating the purpose for which he desires a license, his experience in the field of the desired license, any patents, licenses, or other patent rights which he may have in the field of the desired license, and the benefits, if any, which the applicant expects the public to derive from his proposed use of the invention.

(b) It shall be the duty of the solicitor, after consultation with the bureau or office in the Department of the Interior most directly interested in the patent or invention involved, and with the Evaluation Committee established in accordance with § 6.8 hereof, if royalties are to be charged, to determine whether the application is complete and the applicant qualified for the license desired, and to recommend to the Secretary the denial or granting of a license. If he recommends that a license be granted, he shall draft an appropriate license for the signature of the Secretary, including provisions as to consideration, as well as special provisions desired by the bureau or office consulted.

(c) If any inquiry concerning a proposed license or application is made to any bureau or office of the Department, the bureau or office shall refer the correspondence to the solicitor, who shall answer all inquiries. If a completed application is received by a bureau or office, the recommendations of such bureau or office shall be transmitted to the solicitor before or in lieu of the consultation referred to in paragraph (b). This provision shall not be interpreted to relieve any bureau or office of the duty of promoting the use of any invention developed therein in accordance with the provisions of § 6.5 of this part.

§ 6.8 *Evaluation Committee.* At the request of the Solicitor, royalty rates in each instance shall be recommended to him by an Evaluation Committee with special knowledge of the subject matter of the invention, appointed by the Secretary. Such committee shall have authority to recommend royalty rates with respect to any patents or inventions for which royalties may be charged, whether or not an application for a license has been made.

§ 6.9 *Repeal of inconsistent regulations.* Any regulations hitherto issued concerning the licensing of specific patents assigned to the Secretary of the Interior which are inconsistent with these regulations are hereby repealed.

Issued and effective this 11th day of August 1945.

ABE FORTAS,  
Acting Secretary of the Interior.

[F. R. Doc. 45-15114; Filed, Aug. 17, 1945;  
9:52 a. m.]



## TITLE 46—SHIPPING

Chapter III—War Shipping  
Administration

## PART 301—GENERAL REGULATIONS

[G. O. 52]

## PROCEDURE FOR INSTITUTING CRIMINAL PROCEEDINGS FOR THEFT OF PROPERTY ON VESSELS CONTROLLED BY WAR SHIPPING ADMINISTRATION

Sec.

301.80 Authority and purpose.

301.81 Delegation of authority.

301.82 General procedure.

301.83 Indemnity.

AUTHORITY: §§ 301.80 to 301.83, inclusive, issued pursuant to E.O. 9054, as amended by E.O. 9244, 3 C.F.R. Cum. Supp.

§ 301.80 *Authority and purpose.* Pursuant to the authority vested in the Administrator, War Shipping Administration, by E.O. 9054, 3 C.F.R. Cum. Supp. 1086, as amended by E.O. 9244, 3 C.F.R. Cum. Supp. 1209, it is the responsibility of the Administrator to exercise due diligence to protect and safeguard the property of the United States and property entrusted to the Administrator for transportation (hereinafter referred to as "such property"), in connection with the operations of vessels for the account of the United States. In furtherance of this obligation it is the duty of the Administrator to cause proper law enforcement authorities to arrest and to cause to be instituted and to assist in proceedings for criminal prosecution of, persons stealing or attempting to steal any such property. Sections 301.80 to 301.83, inclusive, are issued for that purpose.

§ 301.81 *Delegation of authority.* (a) The District Directors, Assistant District Directors, District Managers, and Regional and District Counsel of the War Shipping Administration, located in the Atlantic Coast, Gulf Coast, Pacific Coast, and Great Lakes Districts, are severally authorized and directed, as part of their official duties, to cause arrests to be made by proper law enforcement authorities and to cause the institution and assist in prosecution of criminal proceedings, either under Federal or State laws where, in their judgment, there has been a theft of such property from any vessel operated under the control of the War Shipping Administration. Authority is delegated to each of them to do all things necessary to perform this duty in their official capacities.

(b) All General Agents, Agents and Berth Agents of the War Shipping Administration, and all masters, first mates, chief engineers, chief pursers and chief stewards employed on the vessels owned by or bareboat chartered to the United States of America, are authorized and directed to cause arrests to be made by proper law enforcement authorities and to cause the institution and assist in prosecution of criminal proceedings, either under Federal or State laws where, in their judgment, there has been a theft of such property from any vessel operated under the control of the War Shipping Administration. Authority is dele-

gated to each of them to do all the things necessary to perform this duty in their official capacities.

With respect to thefts of such property from vessels owned or bareboat chartered to the United States of America, the approval of one of the persons designated in § 301.81 (a) should, if practicable, be obtained prior to taking any action pursuant hereto.

§ 301.82 *General procedure*—(a) *Thefts occurring on the high seas and in foreign navigable waters.* In instances where the theft of such property occurred on the high seas or in foreign navigable waters, criminal prosecution is authorized by 18 U.S.C. 466 in the Federal Courts of the United States and such thefts should be called to the attention of the United States Attorney for the District in which the vessel first returns to port.

(b) *Thefts occurring within the jurisdiction of any State of the United States; property of the United States.* With respect to thefts of property belonging to the United States occurring within the jurisdiction of a state of the United States, criminal prosecution is authorized by 18 U.S.C. 99, 100 and 101, in the Federal Courts of the United States, and such thefts should be called to the attention of the United States Attorney for the District in which the vessel first returns to port.

(c) *Thefts occurring within the jurisdiction of any State of the United States; property not belonging to the United States.* With respect to thefts of property not belonging to the United States occurring within the jurisdiction of a state of the United States, criminal prosecution is authorized by the laws of the state in which the vessel is located at the time of the theft and should be referred to the appropriate State law enforcement officers.

(d) *Supplemental instructions.* The procedure set forth in this section may be supplemented by instructions issued by appropriate officials of the War Shipping Administration.

§ 301.83 *Indemnity.* With respect to any action taken pursuant to §§ 301.80 to 301.83, inclusive: (a) General Agents, Agents and Berth Agents hereby are indemnified to the full extent provided under their applicable Service Agreements; and (b) the persons designated in § 301.81 (a) and the masters, first mates, chief engineers, chief pursers and chief stewards designated in § 301.81 (b) hereby are indemnified and held harmless by the War Shipping Administration against any liability to (including expense of litigation) and claims of third persons arising out of such actions, but only upon condition that within a reasonable time after knowledge of the assertion by such third persons of any such claim or the institution of any legal proceeding to determine liability, written notice thereof be given to the General Counsel, War Shipping Administration, Washington, D. C., and that the indemnified person cooperate fully with the Administration in defending any such claims or legal proceeding, and that this indemnification shall not give any right, privilege or power to persons

or organizations other than those so indemnified.

[SEAL]

E. S. LAND,  
Administrator.

AUGUST 13, 1945.

[F. R. Doc. 45-15185; Filed, Aug. 17, 1945; 11:30 a. m.]

## TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications  
Commission

## PART 1—RULES OF PRACTICE AND PROCEDURE

LICENSEES OF STANDARD, FM, INTERNATIONAL,  
AND TELEVISION BROADCAST STATIONS

The Commission on August 2, 1945, issued an order in the matter of promulgation of rules and regulations concerning the filing of financial, ownership, and other reports of broadcasting licensees, together with related forms (Docket No. 6756). These matters are subject to approval of the Bureau of the Budget under the Federal Reports Act of 1942.

The Budget Bureau has today given clearance of the requirements of this order, and Forms 323 and 323A (required to be filed by §§ 1.301 to 1.304, inclusive). Other forms which may herewith be used or promulgated by the Commission in connection with this order, will be subject to usual clearance by the Bureau, in accordance with the Federal Reports Act and regulations.

Dated: August 13, 1945.

[SEAL]

FEDERAL COMMUNICATIONS  
COMMISSION.T. J. SLOWIE,  
Secretary.

[F. R. Doc. 45-15099; Filed, Aug. 17, 1945; 10:20 a. m.]

TITLE 49—TRANSPORTATION AND  
RAILROADSChapter I—Interstate Commerce  
Commission

[S. O. 132-A]

## PART 95—CAR SERVICE

## HALFSTAGE ICING

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of August, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 132 (8 F.R. 8553), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 132 (8 F.R. 8553), relating to halfstage icing and reasonable charges therefor, be, and it is hereby, vacated and set aside.

*It is further ordered*, That this order shall become effective at 12:01 a. m., August 17, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of



this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15177; Filed, Aug. 17, 1945;  
11:28 a. m.]

[S. O. 154-A]

#### PART 95—CAR SERVICE

##### RESTRICTION OF LOCOMOTIVES AND CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of August, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 154 (8 F.R. 13193), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 154 (8 F.R. 13193), restricting movement of locomotives or cars owned, leased or controlled by the Chicago, Attica and Southern Railroad Company, William Fabricant, Agent, from its line, be, and it is hereby, vacated and set aside.

*It is further ordered*, That this order shall become effective at 12:01 a. m., August 17, 1945; that a copy of this order and direction shall be served upon the Chicago, Attica and Southern Railroad Company, William Fabricant, Agent, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15178; Filed, Aug. 17, 1945;  
11:28 a. m.]

[S. O. 288-A]

#### PART 95—CAR SERVICE

##### PACKING AND LOADING OF SHELL EGGS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of August, A. D. 1945.

Upon further consideration of Service Order No. 288 (10 F.R. 2408) and good cause appearing therefor: *It is ordered*, That:

Service Order No. 288 (10 F.R. 2408) Packing and Loading Shell Eggs, be, and it is hereby vacated and set aside.

(40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

*It is further ordered*, That this order shall become effective at 12:01 a. m., August 17, 1945; that a copy of this order

and direction shall be served upon all State railroad regulatory bodies; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15180; Filed, Aug. 17, 1945;  
11:28 a. m.]

[S. O. 173-B]

#### PART 97—ROUTING OF TRAFFIC

##### RESTRICTIONS ON ROUTING OF CARLOAD FREIGHT FROM MONROE OR WEST MONROE, LA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of August, A. D. 1945.

Upon further consideration of the provisions of Service Order 173 (9 F.R. 222), and good cause appearing therefor: *It is ordered*, That:

Service Order 173 (9 F.R. 222) of January 4, 1944, 49 CFR § 97.10, providing restrictions on routing of carload freight from Monroe or West Monroe, Louisiana, to destinations east of the Mississippi River, be, and it is hereby, vacated and set aside.

*It is further ordered*, That this order shall become effective at 12:01 a. m., August 17, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroad subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15179; Filed, Aug. 17, 1945;  
11:28 a. m.]

#### Chapter II—Office of Defense Transportation

[General Order ODT 22, Revocation]

#### PART 501—CONSERVATION OF MOTOR EQUIPMENT

##### TAXICABS AND TAXI SERVICE IN NEW YORK CITY

Pursuant to Executive Orders 8989, as amended, and 9156, General Order ODT 22, as amended, §§ 501.110 to 501.118 (7

F.R. 7206, 9348), is hereby revoked effective August 16, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349)

Issued at Washington, D. C., this 16th day of August 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-15116; Filed, Aug. 17, 1945;  
11:00 a. m.]

[General Order ODT 46, Revocation]

#### PART 501—CONSERVATION OF MOTOR EQUIPMENT

##### RENTAL CAR SERVICE IN BROWARD, DADE, AND PALM BEACH COUNTIES, FLA.

Pursuant to Executive Orders 8989, as amended, 9156, and 9294, General Order ODT 46, §§ 501.440 to 501.453 (10 F.R. 51), is hereby revoked effective August 16, 1945.

(E.O. 8989 as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9294, 8 F.R. 221)

Issued at Washington, D. C., this 16th day of August 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-15117; Filed, Aug. 17, 1945;  
11:00 a. m.]

[Administrative Order ODT 17A, Amdt. 4]

#### PART 503—ADMINISTRATION

##### PROCEDURES AND DELEGATIONS OF AUTHORITY UNDER GENERAL ORDER ODT 16B

Pursuant to § 502.209 of General Order ODT 16B, Administrative Order ODT 17A, as amended, (9 F.R. 11281, 12292, 13808, 10 F.R. 4721), is hereby further amended as follows:

Subparagraphs (2) and (3), paragraph (a), § 503.361, are amended to read:

(2) Division of Cargo Clearance, War Shipping Administration, may issue requisite ODT unit permits covering consignments of commercial freight originating at a point in the continental United States or in Mexico and shipped to, moving within, or delivered at a port area in the continental United States named in Appendix A hereof, as amended;

(3) The Transport Controller, Dominion of Canada, Montreal, Quebec, may issue all requisite ODT unit permits covering shipments of overseas freight originating at any point in the Dominion of Canada and moving on through billing to a port area in the continental United States named in Appendix A hereof, as amended, subject to such restrictions as may be imposed by the Traffic Control Division, Transportation Corps, Army Services Forces, covering the transportation of such shipments within the continental United States, including the designating of routing within the continental United States, and also after clearance with the Division of Cargo Clearance, War Shipping Administra-



tion, with respect to consignments of commercial freight subject to ODT unit permit requirements;

Appendix A, as amended, if further amended by changing the names of the port areas shown opposite the States of Florida and New York to read as follows:

*Florida:* Boca Grande, Fernandina, Jacksonville, Miami, Palm Beach, Panama City, Pensacola, Port Everglades, Port Tampa, and Tampa.

*New York:* New York Harbor, and Poughkeepsie.

This Amendment 4 to Administrative Order ODT 17A shall become effective August 17, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; General Order ODT 16B, 9 F.R. 11279)

Issued at Washington, D. C., this 17th day of August 1945.

E. E. MCCARTY,  
Director,

Railway Transport Department,  
Office of Defense Transportation.

[F. R. Doc. 45-15198; Filed, Aug. 17, 1945; 11:38 a.m.]

## Notices

### DEPARTMENT OF THE INTERIOR.

#### Bureau of Reclamation.

#### TUCUMCARI IRRIGATION PROJECT, NEW MEXICO

#### ANNOUNCEMENT OF ANNUAL WATER RENTAL CHARGES<sup>1</sup>

AUGUST 2, 1945.

1. I have determined that it is factually impossible, in view of the provision for construction of distribution works by the United States under the contract with the Arch Hurley Conservancy District dated December 27, 1938, to make water available for irrigation use during the season of 1945 as contemplated in article 8 of the contract of December 27, 1938.

2. *Water rental.* Pursuant to article 10 of the contract of December 27, 1938, irrigation water will be furnished, when available, upon a rental basis under approved applications for temporary water service during the irrigation season of 1945 where the progress of construction will permit, to the irrigable lands in the Arch Hurley Conservancy District described below:

#### NEW MEXICO PRINCIPAL MERIDIAN

T. 11 N., R. 29 E.,  
Sec. 13.

T. 11 N., R. 30 E.,  
Sec. 1, W $\frac{1}{2}$ ;

Secs. 2, 3, 4, 5, 7, 8, 9, 10 and 11;

Sec. 12, E $\frac{1}{2}$ NW $\frac{1}{4}$ ;

Sec. 14, N $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$  SW $\frac{1}{4}$ ;

Secs. 15, 16, 17, 18, 19, 20, 21, and 29.

T. 12 N., R. 30 E.,

Secs. 26, 27, 28, 29, 32, 33, 34, and 35;

Sec. 36, SW $\frac{1}{4}$ .

3. *Charges and terms of payment.* The water rental charge shall be \$0.50 per

<sup>1</sup>Affects tabulation in Title 43, § 402.1.

acre-foot for each acre-foot of water requested. All charges shall be payable by the District to the United States in advance of the delivery of water.

4. Water will be delivered and measured by Government forces at the nearest available measuring device to the individual farm.

5. The District will request water delivery for, and certify to the United States as entitled to receive water, only such lands as are owned or are held under contract of purchase by persons duly qualified to receive water under the terms of the Reclamation Act of June 17, 1902 (32 Stat. 388), and acts of Congress supplementary thereto or amendatory thereof, and who have duly complied with the requirements of the contract of December 27, 1938, between the United States and the District, including:

(a) The execution and delivery of the recordable contract as provided for in article 30 (b) of said contract;

(b) The execution and delivery of the valid recordable contract, in the case of ownership of excess land, as provided for in articles 30 (a) and 32 of said contract.

6. Individual applications for water on forms approved by the United States and the payments required by this announcement will be received at the office of the Secretary of the Arch Hurley Conservancy District, Tucumcari, New Mexico. Requests by the District for water for such lands as are entitled to receive water and payments by the District to the United States will be received at the office of the Bureau of Reclamation, Tucumcari, New Mexico.

(Act of June 17, 1902, 32 Stat. 388, as amended or supplemented)

H. W. BASHORE,  
Commissioner.

[F. R. Doc. 45-15093; Filed, Aug. 17, 1945; 9:52 a.m.]

### DEPARTMENT OF LABOR.

#### Office of the Secretary.

[WLD 96]

#### I. COHEN SONS CO., ET AL.

#### FINDING AS TO CONTRACT IN PROSECUTION OF THE WAR

In the matter of I. Cohen Sons Co., et al., Pittsburgh, Pennsylvania. Case No. S-2429.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Local 944 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America and certain concerns engaged in wholesale distribution and transportation of fresh fruits and vegetables in and around Pittsburgh, Pennsylvania.

I find that the transportation of fresh fruits and vegetables sold at wholesale

by any concern involved in the above dispute, pursuant to contracts for the sale and delivery thereof, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 9th day of August 1945.

L. B. SCHWELLENBACH,  
Secretary of Labor.

[F. R. Doc. 45-15067; Filed, Aug. 14, 1945; 2:00 p.m.]

### INTERSTATE COMMERCE COMMISSION.

[S. O. 75-A]

#### TRANSPORTATION OF RAILROAD CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of August, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 75 of May 22, 1942, and good cause appearing therefor: *It is ordered*, That:

Service Order No. 75 of May 22, 1942, suspending Rule 4 of the Code of Car Service Rules, be, and it is hereby, vacated and set aside.

*It is further ordered*, That this order shall become effective at 12:01 a. m., August 17, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15174; Filed, Aug. 17, 1945; 11:28 a.m.]

[S. O. 94-A]

#### DIVERSION OF COAL FROM SALT LAKE CITY OR OGDEN, UTAH

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of August, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 94 of November 2, 1942, and good cause appearing therefor: *It is ordered*, That:

Service Order No. 94 of November 2, 1942, requiring the diversion via the Union Pacific Railroad from Salt Lake City or Ogden, Utah, certain cars loaded with coal, be, and it is hereby, vacated and set aside.

*It is further ordered*, That this order shall become effective at 12:01 a. m., August 17, 1945; that a copy of this order and direction shall be served upon The Denver and Rio Grande Western Railroad Company (Wilson McCarthy and Henry Swan, Trustees), The Western



Pacific Railroad Company, and the Union Pacific Railroad Company; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15175; Filed, Aug. 17, 1945;  
11:28 a. m.]

[S. O. 98-A]

#### DIVERSION OF COAL FROM SALT LAKE CITY OR OGDEN, UTAH

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of August, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 98 of November 28, 1942, as amended December 1, 1942, requiring the diversion via the Union Pacific Railroad Company from Salt Lake City or Ogden, Utah, or points east thereof, certain cars loaded with coal, and good cause appearing therefor: *It is ordered, That:*

Service Order No. 98 of November 28, 1942, as amended December 1, 1942, requiring the diversion via the Union Pacific Railroad Company from Salt Lake City or Ogden, Utah, or points east thereof, certain cars loaded with coal, be, and it is hereby, vacated and set aside.

*It is further ordered, That* this order shall become effective at 12:01 a. m., August 17, 1945; that a copy of this order and direction shall be served upon The Southern Pacific Company, The Denver and Rio Grande Western Railroad Company (Wilson McCarthy and Henry Swan, Trustees), the Union Pacific Railroad Company, and the Utah Railway Company; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 45-15176; Filed, Aug. 17, 1945;  
11:28 a. m.]

[2d Rev. S. O. 300, Special Permit 37]

#### REFRIGERATION OF CARS SHIPPED FROM GREENPORT, LONG ISLAND, N. Y.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Second Revised Service Or-

der No. 300 (10 F.R. 6802), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Second Revised Service Order No. 300 insofar as it applies to the furnishing of refrigeration for the following cars shipped from Greenport, L. I., by F. H. Vahlsing, Inc.:

WFE 65454 to Tampa, Fla. (LI-PRR-RF&P-Seaboard) Standard Refrigeration,

URT 8146 to Charleston, W. Va. (LI-PRR-B&O) initial and 1 reicing.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 11th day of August 1945.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 45-15181; Filed, Aug. 17, 1945;  
11:29 a. m.]

#### NATIONAL LABOR RELATIONS BOARD.

##### PUERTO RICO LABOR RELATIONS BOARD

##### DESIGNATION AS AGENT FOR THE NATIONAL LABOR RELATIONS BOARD FOR PUERTO RICO

Pursuant to section 4 (a) of the National Labor Relations Act, the Puerto Rico Labor Relations Board is hereby designated the agent of the National Labor Relations Board for Puerto Rico and all of the powers and duties of Regional Directors, Examiners, and Attorneys of the National Labor Relations Board, as provided in Article IV of the Rules and Regulations of the National Labor Relations Board, series 3, as amended, are hereby conferred on the Puerto Rico Labor Relations Board, to be exercised in the following manner:

1. The Chairman of the Puerto Rico Labor Relations Board is hereby authorized to exercise all of the powers and duties conferred on Regional Directors of the National Labor Relations Board in Article IV, section 1, of the rules and regulations of the National Labor Relations Board, series 3, as amended. Refusals of the Chairman of the Puerto Rico Labor Relations Board to issue complaints in unfair labor practice cases and notices of hearing in representation cases under the National Labor Relations Act are reviewable by the National Labor Relations Board as provided in Article II, section 9, and Article III, section 4, respectively, of the rules and regulations of the National Labor Relations Board, series 3, as amended.

2. Examiners and attorneys on the staff of the Puerto Rico Labor Relations

Board are hereby authorized to exercise all of the powers and duties of examiners and attorneys, respectively, as provided in Article IV, sections 2 and 3, of the rules and regulations of the National Labor Relations Board, series 3, as amended.

All cases handled under this designation shall be governed by the rules and regulations of the National Labor Relations Board, series 3, as amended. This designation, which is terminable at the will of the National Labor Relations Board, shall be subject to such conditions and administrative regulations as the National Labor Relations Board may from time to time make or issue.

Signed at Washington, D. C., this 10th day of August 1945.

[SEAL] PAUL M. HERZOG,  
Chairman.  
JOHN M. HOUSTON,  
Member.

[F. R. Doc. 45-15080; Filed, Aug. 14, 1945;  
2:51 p. m.]

#### OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5034]

##### I. G. FARBEINDUSTRIE A. G. AND GENERAL DYESTUFF CORP.

In re: Interest of I. G. Farbenindustrie A. G. in an agreement with General Dyestuff Corporation.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That I. G. Farbenindustrie A. G. is a corporation organized under the laws of and having its principal place of business in Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of I. G. Farbenindustrie A. G.;

3. That the property described as follows: All interests and rights (including all royalties or other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, with the right to sue therefor), created in I. G. Farbenindustrie A. G. by virtue of a contract dated April 2, 1940 (including all modifications thereof and supplements thereto, if any), by and between I. G. Farbenindustrie A. G. and General Dyestuff Corporation, which agreement relates, among other things, to United States Letters Patent Number 1,920,564,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an ap-



propriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 15, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-15101; Filed, Aug. 17, 1945;  
10:29 a. m.]

[Vesting Order 5040]

EUGENE BUERK AND CARL S. HAUSER

In re: Interests of Eugene Buerk and Carl S. Hauser in Patent No. 2,280,214.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Eugene Buerk is a resident of Germany and a national of a foreign country (Germany);
2. That Carl S. Hauser is a resident of Germany and a national of a foreign country (Germany);
3. That the property described in subparagraph 4 hereof is property of Eugene Buerk and Carl S. Hauser;
4. That the property described as follows: The undivided two-thirds ( $\frac{2}{3}$ ) interest of Eugene Buerk and Carl S. Hauser in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor and Title  
2,280,214; 4-21-42; Eugene Buerk; Juice Extractor;

including all royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owners of such undivided interest are entitled;

is property of nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the in-

terest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 15, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-15107; Filed, Aug. 17, 1945;  
10:30 a. m.]

[Vesting Order 5036]

KOSMOS GESELLSCHAFT FÜR INTERNATIONALEN AUSTAUSCH INDUSTRIELLER ERFAHRUNGEN, M. B. H. ET AL.

In re: Patent and patent application of German nationals.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kosmos Gesellschaft für Internationalen Austausch Industrieller Erfahrungen m. b. H. is a limited partnership organized under the laws of Germany and is a national of a foreign country (Germany);
2. That Hans Friederichs is a resident of Berlin, Germany and is a national of a foreign country (Germany);
3. That Willi Fiedler is a resident of Berlin, Germany and is a national of a foreign country (Germany);
4. That the property described in subparagraph 6 (1) hereof, is property of Kosmos Gesellschaft für Internationalen Austausch Industrieller Erfahrungen m. b. H. and/or Hans Friederichs;
5. That the property described in subparagraph 6 (2) hereof is property of Kosmos Gesellschaft für Internationalen Austausch Industrieller Erfahrungen m. b. H. and/or Willi Fiedler;
6. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification,

and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 15, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

#### EXHIBIT A

(1) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor and Title

2,275,519; 3-10-42; Hans Friederichs; Camera for taking a plurality of photographs on one plate.

(2) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Patent Application Serial No.:

Serial No., Date of Issue, Inventor and Title

384,570; 3-21-41; Willi Fiedler; Ear caps.

[F. R. Doc. 45-15103; Filed, Aug. 17, 1945;  
10:29 a. m.]

[Vesting Order 5037]

FRITZ EDLER ET AL.

In re: Patents standing of record in the names of nationals of Germany.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fritz Edler, Wilhelm Schaefer, Max Armbruster and Hans Kreidel are all res-



idents of Germany and are nationals of a foreign country (Germany);

2. That the property described in subparagraph 5 (a) hereof is property of Fritz Edler and Wilhelm Schaefer;

3. That the property described in subparagraph 5 (b) hereof is property of Max Armbruster;

4. That the property described in subparagraph 5 (c) hereof is property of Hans Kreidel;

5. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 15, 1945.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

#### EXHIBIT A

(a) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventors and Title  
2,223,030; 11-26-40; Fritz Edler and Wilhelm Schaefer; Temporary binder.

(b) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventors and Title  
2,236,769; 4-1-41; Max Armbruster; Apparatus for purifying liquid lubricants.

(c) All right, title and interest, including all accrued royalties and all damages and

profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor and Title  
2,269,629; 1-13-42; Hans Kreidel; Tube coupling.

[F. R. Doc. 45-15104; Filed, Aug. 17, 1945; 10:29 a. m.]

[Vesting Order 5035]

BERTHOLD FREUND

In re: Patent No. 1,996,958 owned by Berthold Freund.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Berthold Freund is a resident of Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Berthold Freund;

3. That the property described as follows: All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor and Title  
1,996,958; 4-9-35; Berthold Freund; Method of and apparatus for varying the length of sound records,

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 15, 1945.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-15102; Filed, Aug. 17, 1945; 10:29 a. m.]

[Vesting Order 5039]

ERNST GIESE ET AL.

In re: Interest in patents standing of record in the names of enemy nationals.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Ernst Giese, Rudolf L'Orange, Paul Albert Wickmann, Willi Lebus, Rudolf Kroke, Manfred Christian and Hans Luckhardt are all residents of Germany and are nationals of a foreign country (Germany);

2. That the property described in subparagraph 9 (a) hereof is property of Ernst Giese;

3. That the property described in subparagraph 9 (b) hereof is property of Rudolf L'Orange;

4. That the property described in subparagraph 9 (c) hereof is property of Paul Albert Wickmann;

5. That the property described in subparagraph 9 (d) hereof is property of Willi Lebus;

6. That the property described in subparagraph 9 (e) hereof is property of Rudolf Kroke;

7. That the property described in subparagraph 9 (f) hereof is property of Manfred Christian;

8. That the property described in subparagraph 9 (g) hereof is property of Hans Luckhardt;

9. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of nationals of a foreign country.

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an



admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 15, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

#### EXHIBIT A

(a) The undivided one-half ( $\frac{1}{2}$ ) interest, which stands of record in the United States Patent Office in the name of Ernst Giese, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and title

1,798,153; 3-31-31; Ernst Giese; Rotor flying machine having a plurality of rotors;

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owner of such interest is entitled,

(b) The undivided one-half ( $\frac{1}{2}$ ) interest, which stands of record in the United States Patent Office in the name of Rudolf L'Orange, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and title

1,999,330; 4-30-35; Rudolf L'Orange; Liquid fuel injection pump;

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owner of such interest is entitled,

(c) The undivided three-fourths ( $\frac{3}{4}$ ) interest, which stands of record in the United States Patent Office in the name of Paul Albert Wickmann, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

2,039,372; 5-5-36; Paul Albert Wickmann; Insulator;

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owner of such interest is entitled,

(d) The undivided one-half ( $\frac{1}{2}$ ) interest, which stands of record in the United States Patent Office in the name of Willi Lebus, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

2,093,131; 9-14-37; Willi Lebus; Preparation for imparting swelling capacity or loosening substances of various origin containing albumen or cellulose,

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owner of such interest is entitled,

(e) The undivided one-half ( $\frac{1}{2}$ ) interest, which stands of record in the United States Patent Office in the name of Rudolf Kroke, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

2,114,234; 4-12-38; Georg Ornstein and Rudolf Kroke; Apparatus for indicating oxidizing gases in aqueous liquids;

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or

government for past infringement thereof, to which the owner of such interest is entitled,

(f) The undivided one-half ( $\frac{1}{2}$ ) interest, which stands of record in the United States Patent Office in the name of Manfred Christian, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

2,251,602; 8-5-41; Hans Reissner and Manfred Christian; Regulatable propeller having adjustable blades;

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owner of such interest is entitled,

(g) The undivided one-half ( $\frac{1}{2}$ ) interest, which stands of record in the United States Patent Office in the name of Hans Luckhardt, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

2,353,838; 7-18-44; Anton Lorenz and Hans Luckhardt; Adjustable reclining chair;

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owner of such interest is entitled,

[F. R. Doc. 45-15106; Filed, Aug. 17, 1945; 10:29 a. m.]

#### [Vesting Order 5038]

ANTON FORMHALS AND RICHARD SCHREIBER-GASTELL

In re: Patents standing of record in the names of nationals of Germany.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anton Formhals and Richard Schreiber-Gastell are residents of Mainz, Germany and are nationals of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Anton Formhals and Richard Schreiber-Gastell;

3. That the property described as follows: All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

1,975,504; 10-2-34; Anton Formhals; Process and apparatus for preparing artificial threads;

2,077,373; 4-13-37; Anton Formhals; Production of artificial fibers;

2,160,962; 6-6-39; Anton Formhals; Method and apparatus for spinning;

is property of nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 15, 1945.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 45-15105; Filed, Aug. 17, 1945; 10:29 a. m.]

#### [Vesting Order 5071]

DR. VOGT & CO., CHEMISCHE FABRIK, AND ADAM BERNHARD

In re: Patent and interest of Dr. Vogt & Company, Chemische Fabrik, in an agreement with Adam Bernhard.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinz Hunsdiecker is a resident of Germany and is a national of a foreign country (Germany);

2. That Dr. Vogt & Company, Chemische Fabrik, is a business organization organized under the laws of, and maintaining the principal place of business in, Germany and is a national of a foreign country (Germany);

3. That the property described in subparagraph 5 (a) hereof is property of Heinz Hunsdiecker and/or Dr. Vogt & Company, Chemische Fabrik;

4. That the property described in subparagraph 5 (b) hereof is property of Dr. Vogt & Company, Chemische Fabrik;

5. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated,



sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 4, 1945.

[SEAL] FRANCIS J. McNAMARA,  
Deputy Alien Property Custodian.

#### EXHIBIT A

(a) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor and Title

2,103,007; 12-21-37; Heinz Hunsdiecker; Lustrous pigment and method of manufacturing and using it.

(b) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Dr. Vogt and Co., Chemische Fabrik by virtue of an agreement between Adam Bernhard and Dr. Vogt and Co., Chemische Fabrik evidenced by letters and cables between Adam Bernhard and Dr. Vogt and Co. dated May 16, 1940, May 31, 1940, June 19, 1940, September 10, 1940 and January 22, 1941 (including all modifications thereof and supplements thereto, if any) which agreement relates, among other things, to United States Letters Patent No. 2,103,007.

[F. R. Doc. 45-15108; Filed, Aug. 17, 1945; 10:30 a. m.]

[Vesting Order 5072]

FERNSEH GESELLSCHAFT MIT BESCHRANKTER HAFTUNG AND FARNSWORTH TELEVISION, INC.

In re: Patent and interest of Fernseh Gesellschaft mit beschränkter Haftung in an agreement dated June 26, 1935 with Farnsworth Television Incorporated.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the undersigned, after investigation, finding:

1. That Herbert Bahring is a resident of Germany and is a national of a foreign country (Germany);

2. That Fernseh Gesellschaft mit beschränkter Haftung is a corporation organized under the laws of, and maintaining its principal place of business in, Germany and is a national of a foreign country (Germany);

3. That the property described in subparagraph 5 (a) hereof is property of Herbert Bahring and/or Fernseh Gesellschaft mit beschränkter Haftung;

4. That the property described in subparagraph 5 (b) hereof is property of Fernseh Gesellschaft mit beschränkter Haftung;

5. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 4, 1945.

[SEAL] FRANCIS J. McNAMARA,  
Deputy Alien Property Custodian.

#### EXHIBIT A

(a) All right, title and interest (including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof) in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

2,265,620; 12-9-41; Herbert Bahring; Scanning current generator;

(b) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Fernseh Aktiengesellschaft by virtue of an agreement dated June 26, 1935 (including all modifications thereof and supplements thereto, including, but not by way of limitation, an agreement by the parties thereto, dated October 21, 1937, and a letter from Farnsworth Television Incorporated to Fernseh Aktiengesellschaft, dated October 21, 1937) by and between Farnsworth Television Incorporated and Fernseh Aktiengesellschaft, which agreement relates, among other things, to United States Letters Patent No. 1,973,385.

[F. R. Doc. 45-15109; Filed, Aug. 17, 1945; 10:30 a. m.]

[Vesting Order 5073]

SIEMENS & HALSKE A. G.

In re: interest of Siemens & Halske A. G. in certain patents.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Siemens & Halske A. G. is a corporation organized under the laws of, and maintaining its principal place of business in, Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Siemens & Halske A. G.;

3. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.



The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 4, 1945.

[SEAL] FRANCIS J. McNAMARA,  
Deputy Alien Property Custodian.

## EXHIBIT A

All right, title and interest (including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof) in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

2,120,426; 6-14-38; Werner Herrmann; Electrolytic condenser.

2,209,770; 7-30-40; Fritz Evers, Werner Herrmann, Paul Werner; Electrolytic condenser.

2,218,076; 10-15-40; Paul Werner; Electrode particularly for electrolytic devices.

2,224,307; 12-10-40; Ludwig Linder; Electrolytic condenser.

2,227,146; 12-31-40; Ludwig Linder; Electrolyte and electric condenser made therewith.

[F. R. Doc. 45-15110; Filed, Aug. 17, 1945; 10:30 a. m.]

[Vesting Order 5074]

## BRUNO POLLAK AND JOHN HALMAGYI

In re: Interest in patents standing of record in the names of enemy nationals.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bruno Pollak is a resident of Austria and is a national of a foreign country (Germany);

2. That John Halmagyi is a resident of Hungary and is a national of a foreign country (Hungary);

3. That the property described in subparagraph 5 (a) hereof is property of Bruno Pollak;

4. That the property described in subparagraph 5 (b) hereof is property of John Halmagyi;

5. That the property described as follows:

Property identified in Exhibit A attached hereto and made a part hereof,

is property of nationals of foreign countries (Germany and Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indi-

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cate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 4, 1945.

[SEAL] FRANCIS J. McNAMARA,  
Deputy Alien Property Custodian.

## EXHIBIT A

(a) The undivided one-half ( $\frac{1}{2}$ ) interest, which stands of record in the United States Patent Office in the name of Bruno Pollak, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

1,989,426; 1-29-35, Bruno Pollak; Chair table and the like adapted for stacking,

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owner of such interest is entitled,

(b) The undivided two-thirds ( $\frac{2}{3}$ ) interest, which stands of record in the United States Patent Office, in the name of John Halmagyi, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

1,993,890; 3-12-35; Nicholas Langer; Electrical musical instrument,

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owner of such interest is entitled,

[F. R. Doc. 45-15111; Filed, Aug. 17, 1945; 10:30 a. m.]

[Vesting Order 5075]

## PAUL ROHRMANN

In re: Patent No. 2,141,094 owned by Paul Rohrmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Paul Rohrmann is a resident of Germany and a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Paul Rohrmann;

3. That the property described as follows: All right, title and interest, including all accrued royalties, and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

2,141,094; 12-20-38; Paul Rohrmann, Convertible chair,

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 4, 1945.

[SEAL] FRANCIS J. McNAMARA,  
Deputy Alien Property Custodian.

[F. R. Doc. 45-15112; Filed, Aug. 17, 1945; 10:30 a. m.]

[Vesting Order 5089]

## FRITZ SCHUSTER

In re: Patent No. 2,200,191 owned by Fritz Schuster.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fritz Schuster is a resident of Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Fritz Schuster;

3. That the property described as follows: All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor, and Title

2,200,191; 5-7-40; Fritz Schuster; Method of drying stockings.



is property of a national of a foreign country (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 12, 1945.

[SEAL] FRANCIS J. McNAMARA,  
Deputy Alien Property Custodian.

[F. R. Doc. 45-15113; Filed, Aug. 17, 1945;  
10:30 a. m.]

## OFFICE OF DEFENSE TRANSPORTATION.

[Notice and Order of Termination 23]

LEE WAY MOTOR FREIGHT, INC.

POSSESSION, CONTROL AND OPERATION OF  
MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Lee Way Motor Freight, Inc., by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Lee Way Motor Freight, Inc., 1016 West Washington Street, Oklahoma City, Oklahoma, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the Notice and Order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of

12:01 o'clock a. m., August 18, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 23."

Issued at Washington, D. C., this 15th day of August 1945.

J. M. JOHNSON,  
Director,

Office of Defense Transportation.

[F. R. Doc. 45-15118; Filed, Aug. 17, 1945;  
11:00 p. m.]

## OFFICE OF PRICE ADMINISTRATION.

[MPR 64, Order 182]

LOCKE STOVE CO.

### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 7 and 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of the Model 818 radiant circulating coal heater manufactured by the Locke Stove Company, 114 West Eleventh Street, Kansas City 6, Missouri, as follows:

(1) For sales in each zone by the manufacturer to wholesale distributors, the maximum prices are those set forth below:

	Zone 1	Zone 2	Zone 3
For sale in carload lots.....	Each \$35.97	Each \$42.01	Each \$37.56
For sales in less than carload lots.....	40.05	47.23	41.44

These maximum prices include delivery and are subject to the seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by wholesale distributors to retailers, the maximum prices are those set forth below:

Zone 1	Zone 2	Zone 3
Each \$47.12	Each \$55.57	Each \$48.75

These prices include delivery and are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) For sales in each zone by retailers to ultimate consumers, the maximum prices are those set forth below:

Zone 1	Zone 2	Zone 3
Each \$100.50	Each \$104.95	Each \$102.95

Each retailer may add to these prices his customary charges for installation and for the extension of credit: *Provided*, That such additional charges are separately stated and billed by him at the time of sale. No retailer may as a condition of sale require that the purchaser must buy on credit or on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of or prior to the first invoice to each purchaser for resale after the effective date of this order the Locke Stove Company shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The Locke Stove Company shall, before delivering any Model 818 Radiant Circulating Coal heaters, attach securely to the front of each stove a tag or label which plainly states the maximum retail price in each zone, together with a list of the states included in each zone. This tag or label may not be removed until after the stove has been sold to an ultimate consumer.

(d) For the purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1: New York, Pennsylvania, New Jersey, Delaware, Maryland, District of Columbia, Virginia, West Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Tennessee, Kentucky, Ohio, Michigan, Indiana, Illinois, Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Louisiana, Texas, Oklahoma, Kansas, Nebraska, South Dakota, North Dakota.

Zone 2: Montana, Wyoming, Colorado, New Mexico, Arizona, Utah, Idaho, Nevada, Washington, Oregon, California.

Zone 3: Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 15th day of August 1945.

Issued this 14th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15039; Filed, Aug. 14, 1945;  
11:40 a. m.]

[RMPR 122, Amdt. 4 to Order 33]

POCAHONTAS FUEL CO., INC.

### ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 4 to Order No. 33 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Docket No. 3122-229.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1340.260 of Maximum Price Regulation No. 122; *It is ordered:*

Order No. 33, as amended, under Revised Maximum Price Regulation No. 122 is amended in the following respects:

The table of maximum prices set forth in paragraph (b) is amended to read as follows:



Low volatile coals from district No. 7	Portland	New Bedford
Domestic run of mine	\$8.25	\$7.90
Straight run of mine	8.00	7.87
Nut and slack	7.83	7.68
Slack	7.67	7.55
Nut	7.89	7.75
Pea	7.75	7.61

This Amendment No. 4 to Order No. 33 under Revised Maximum Price Regulation No. 122 shall be effective as of August 3, 1945.

Issued this 14th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15040; Filed, Aug. 14, 1945;  
11:40 a. m.]

[MPR 120, Rev. Order 1432]

EVANS ELKHORN COAL CO. ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120, *It is ordered:*

Order No. 1432 under Maximum Price Regulation No. 120 is revised and amended to read as follows:

(a) Bituminous coal produced at the non-rail connected mines described in paragraph (b) below, all of which are located in District No. 8, when trucked from the mine to a rail siding for rail shipment may be sold at the maximum prices established for the respective mines by § 1340.219 (b) (1) of Maximum Price Regulation No. 120 for rail or river shipment plus the sum of 50 cents per net ton.

(b) (1) All mines located in Pike and Letcher Counties, Kentucky in District No. 8, which do not have a rail connection.

(2) The mines of the following named companies identified by the mine index numbers set opposite their respective names, all of which are located in Floyd and Johnson Counties, Kentucky in District No. 8.

Name	Index Nos.
Evans Elkhorn Coal Co.	98, 100, 5754.
Farwest Coal Co.	4199.
Hager Hill Mining Co.	5629.
Higrade Coal Co.	4154.
Nancy Elkhorn Coal Co.	635, 637, 758, 913, 5974, 5987, 7141, 7176, 7177.
Turner Elkhorn Mining Co.	7416, 7417, 7430.

(3) The mines of the following named companies identified by the mine index numbers set opposite their respective names, all of which are located in Leslie, Perry and Knott Counties, Kentucky, in District No. 8.

Names	Index Nos.
Cutshin Coal Co.	3647, 7037
Smith Coal Co.	5631, 5427
Wootton Coal Co.	7281
Raider Coal Co.	5130
Ball Creek Coal Co.	7008
Big Block Coal Co.	7205
Viper Coal Co.	7225, 7255
Chavies Coal Co.	102
Bonzan Coal Co.	1371
Blondell Coal Co.	7018

Names	Index Nos.
City Fuel Co.	5562
Paul Johnson Coal Co.	7016
Buchanan Coal Co.	7289
Cornett Hill Coal Co.	681
John Engle Coal Co.	5943
Johnson Supply Co.	7003

(c) Except as specifically provided in this order the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal produced in District No. 8 shall remain in effect.

(d) All invoices in connection with the sale of bituminous coal priced under this order shall state that the price charged was established by Revised Order No. 1432 under Maximum Price Regulation No. 120 of the Office of Price Administration.

(e) The maximum prices established by this order shall expire at midnight October 31, 1945.

(f) This revised order may be amended or revoked by the Price Administrator at any time.

This Revised Order No. 1432 shall become effective August 15, 1945.

Issued this 14th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15041; Filed, Aug. 14, 1945;  
11:40 a. m.]

[MPR 188, Order 4257]

IMPERIAL ILLUMINATING CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Imperial Illuminating Company, 693 Broadway, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Metal fluorescent bed lamp with starter switch and ballast.	400	Each \$4.25	Each \$5.00	Each \$9.00

These maximum prices are for the articles described in the manufacturer's application dated May 9, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices

are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price \$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 15th day of August 1945.

Issued this 14th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15042; Filed, Aug. 14, 1945;  
11:41 a. m.]

[MPR 188, Order 4258]

ELLIOTT MFG. CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Elliott Manufacturing Company, 663 Grand Street, Brooklyn 11, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
China table lamp bases.	4005	Each \$10.20	Each \$12.00	Each \$21.60
	3050	10.20	12.00	21.60
	4149	12.67	14.91	26.85
	4252	13.23	15.56	28.00



These maximum prices are for the articles described in the manufacturer's application dated July 2, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. \_\_\_\_\_  
OPA Retail Ceiling Price—\$\_\_\_\_\_

Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 15th day of August 1945.

Issued this 14th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15043; Filed, Aug. 14, 1945;  
11:41 a. m.]

[RMPR 528, Order 56]

TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following sizes of new Combat and Run-Flat tires of cotton construction shall be:

Size	Ply	Maximum price per tire
6.00-16	6	\$22.40
6.00-20	8	29.65
8.00-16	8	51.95
8.25-16	10	79.50
8.25-20	12	83.20
9.00-16	8	69.70
9.00-20	12	100.00
14.00-20	18	284.15
14.00-24	18	301.35

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective August 20, 1945.

Issued this 15th day of August 1945.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 45-15170; Filed, Aug. 17, 1945;  
11:25 a. m.]

#### Regional and District Office Orders.

[Region VIII Order G-100 Under 18 (c),  
Amdt. 4]

#### PULP WOOD IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-100 under § 1499.18 (c) of the General Maximum Price Regulation is amended in the following respects:

1. A new subparagraph (b) (10) is added as follows:

(10) "128 cu. ft. stacked" includes, in the case of logs or poles 120" in length or longer, 500 ft. log scale under the Scribner Decimal C. Log Scale Rule.

This amendment to Order No. G-100 shall become effective July 30, 1945.

Issued this 25th day of July 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-14997; Filed, Aug. 13, 1945;  
4:30 p. m.]

[Region I Order G-68 Under RMPR 122,  
Amdt. 1]

#### SPECIFIED SOLID FUELS IN FALL RIVER, MASS., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G-68 under Revised Maximum Price Regulation No. 122 is

hereby amended in the following respects:

1. The words "Staples Nuggets" are stricken out and the words "Atlantic Victory Briquettes" are substituted therefor in paragraphs (b) (1), (b) (2) and (f) (1).

2. Subparagraph (15) of paragraph (g) is amended to read as follows:

(15) "Atlantic Victory Briquettes" means bituminous coal briquettes and briquettes made from a mixture of anthracite and bituminous coal produced by Staples Coal Company, doing business as Atlantic Coal Company of Massachusetts, at its plant at Globe Wharf, Fall River, Massachusetts, in accordance with Order No. 28 (as amended) under Maximum Price Regulation No. 121.

This Amendment No. 1 to Order No. G-68 shall become effective October 25, 1944.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681).

Issued this 16th day of October 1944.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-15070; Filed, Aug. 14, 1945;  
2:22 p. m.]

[Region I Order G-68 Under RMPR 122,  
Amdt. 2]

#### SPECIFIED SOLID FUELS IN FALL RIVER, MASS., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.259 (a) (2) and § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G-68 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respects:

1. In paragraphs (b) (1), (b) (2) and (b) (3) in the tables of prices for coke, the words "and Providence" are hereby deleted.

2. In paragraph (b) (1), Price Schedule I is amended by adding to the table of prices for coke, the following:

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 pounds
Providence.....	\$15.90	\$8.45	\$4.60	\$0.95

3. In paragraph (b) (2), Price Schedule II is amended by adding to the table of prices for coke, the following:

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 pounds
Providence.....	\$14.90	\$7.95	\$4.35	\$0.90

4. In paragraph (b) (3), Price Schedule III is amended by adding to the table of prices for coke, the following:



Kind and size	Per net ton	Per ½ ton	Per ¼ ton
Providence.....	\$12.40	\$6.20	\$3.10

This Amendment No. 2 to Order No. G-68 shall become effective April 24, 1945.

Issued this 23d day of April 1945.

ELDON C. SHOUP,  
Regional Administrator.

[F. R. Doc. 45-15069; Filed, Aug. 14, 1945;  
2:22 p. m.]

[Region VI Order G-3 Under MPR 154,  
Revocation]

#### ICE IN MILWAUKEE COUNTY, WIS.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1393.8 of Maximum Price Regulation 154; It is hereby ordered, That Order No. G-3, as amended, originally issued on July 6, 1944, be, and the same is, hereby revoked.

This order shall be effective as of August 1, 1945.

Issued this 7th day of August 1945.

RAE E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-15000; Filed, Aug. 13, 1945;  
4:31 p. m.]

[Region VI Rev. Order G-7 Under RMPR 122,  
Amdt. 1]

#### SOLID FUELS IN WILMAR, MINN.

An opinion accompanying this amendment has been issued simultaneously herewith. Revised Order No. G-7 under Revised Maximum Price Regulation No. 122, as amended, is amended in the following respects:

Paragraph (c) (1) VI is amended to read as follows:

	Direct delivery	Price at yard
VI. Briquettes made from low volatile bituminous coal or a mixture of bituminous coal and anthracite—All types.....	\$14.00	\$13.25

This Amendment No. 1 to Revised Order No. G-7 shall become effective immediately.

Issued this 6th day of August 1945.

RAE E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-15006; Filed, Aug. 13, 1945;  
4:33 p. m.]

[Region VI Rev. Order G-15 Under RMPR 122]

#### SOLID FUELS IN QUAD CITIES AREA

Order No. G-15 under Revised Maximum Price Regulation No. 122 is redesignated

Revised Order No. G-15 and is revised and amended to read as follows:

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.260 of Revised Maximum Price Regulation No. 122, as amended, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales of specified solid fuels delivered in the cities of Rock Island, Moline, East Moline, Silvis and Milan, Illinois, and Davenport and Bettendorf, Iowa, and within an area of five miles from the city limits of each of them. These are the highest prices that any dealer may charge when he delivers any such fuel within this area; they are also the highest prices that any buyer in the course of trade or business may pay for such solid fuels.

(b) *What this order prohibits.* Regardless of any obligation, no person shall:

(1) Sell, or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Revised Order No. G-15 but less than the maximum prices may at any time be charged, paid or offered.

(2) Obtain higher than maximum prices by:

(i) Charging for a service unless expressly requested by the buyer and unless specifically authorized to do so by this revised order.

(ii) Charging a price higher than the schedule price for a service.

(iii) Making a charge higher than the schedule charge authorized for the extension of credit.

(iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, or

(v) Using any other device by which a higher than maximum price is obtained.

(c) *Price schedule.* (1) Immediately below and as part of this paragraph (c) is a schedule which sets forth maximum prices before discounts for sales by direct delivery of specified sizes, kinds and quantities of solid fuels. Column 1 describes the fuel for which prices are established; Columns 2, 3 and 4 show maximum prices for fuel delivered in quantities indicated by each column heading. All prices are stated on a net ton basis.

The price schedule lists maximum prices for the sale of coal on the basis of the type of mine operation by means of which it is produced. On sales of coal produced in District Nos. 7, 8, 9, and 11, the prices established are similar for the same kind and size of fuel regardless of the type of mine operation. On District No. 10 coal as described in paragraph IV, A and B, prices apply to coal produced in Deep Machine Mines only; as described in paragraph IV, C, prices apply as specified to coal produced in Deep Machine Mines and Strip Mines; as described in paragraph IV, D, prices apply to coal produced in Strip Mines only. The prices of Pennsylvania Anthracite and By-Product Coke are unaffected by the type of mine operation.

#### PRICE SCHEDULE

	2 tons or more delivered per ton	1 ton delivered per ton	½ ton delivered per ½ ton
<b>I. Low volatile bituminous coal from district No. 7 (West Virginia and Virginia)</b>			
1. Egg—size group No. 2; top size 3" and larger; bottom size no limit (price classification A).....	\$13.01	\$13.26	\$6.88
<b>II. High volatile bituminous coal from district No. 8 (east Kentucky and West Virginia and parts of Virginia and Tennessee)</b>			
1. Lump and egg—size groups 1, 2 and 3; price group A; (all lump coals bottom size larger than 2", all egg coals, top size larger than 3", bottom size larger than 3" not exceeding 4").....	12.10	12.35	6.43
2. Lump—size groups 1 and 2; all lump coal bottom size larger than 3", price groups E through J (from southern Appalachian district).....	12.05	12.30	6.43
3. Lump—size groups 1 and 2; all lump coal bottom size larger than 3", price groups E through M.....	11.80	12.05	6.28
4. Egg—size group No. 2; all egg coal top size larger than 3" and bottom size larger than 3", price groups E through J (from southern Appalachian district).....	11.65	11.90	6.23
5. Egg—size group No. 6 (including 6" x 2" and 5" x 3", price classification E through N).....	11.20	11.45	5.98
6. Stoker—size group No. 10; all double screened stoker coals; top size not exceeding 1¼" and bottom size less than 1¼", price classification B through E.....	11.15	11.40	5.98
<b>III. High volatile bituminous coal from district No. 9 (western Kentucky)</b>			
A. Lump—size group Nos. 1 and 2; larger than 4".....			
1. No. 6 seam.....	8.61	8.86	4.68
2. No. 9 or 11 seam.....	8.11	8.36	4.43
3. No. 14 or stray seam.....	8.71	8.96	4.73
B. Egg—size group No. 3 (including 8" x 3", 7" x 3" and 6" x 3").....			
1. No. 6 seam.....	8.11	8.36	4.43
2. No. 9 or 11 seam.....	8.11	8.36	4.43
3. No. 14 or stray seam.....	8.61	8.86	4.68
C. Nut, stoker and pea coals—size groups 9-12 inc.; all raw double screened nut; stoker and pea coals top size not exceeding 2" and bottom size larger than 10 mesh or 3/32".....			
1. No. 6 seam.....	8.71	8.96	4.73
2. No. 14 or stray seam.....	7.56	7.81	4.18
<b>IV. High volatile bituminous coal from district No. 10 (Illinois)</b>			
<b>A. Southern subdistrict (price groups 1, 2 and 8) (deep machine mines):</b>			
1. Lump—size groups 1 and 2 (4" and larger).....	8.79	9.04	4.80
2. Egg—size group No. 3 (including 8" x 3", 7" x 3" and 6" x 3").....	8.84	9.09	4.80
3. Egg and nut—size groups 4, 5, 6 and 8 (including 5" x 2", 4" x 2", 3" x 2", and 2" x 1¼").....	8.54	8.79	4.65
4. Prepared stoker—size group Nos. 21, 22 and 28; washed or air cleaned nut and pea coals; bottom size larger than 1 millimeter; top size not exceeding 2"; and dry dedusted special stoker—bottom size larger than 28 mesh and top size not exceeding ¾".....	8.29	8.54	4.55
5. Washed and dedusted screenings—size group Nos. 23, 24, 26 and 27; washed or air cleaned screenings; top size not exceeding 2" and dry dedusted screenings top size not exceeding 2".....	7.64	7.89	4.20
<b>B. Central subdistrict (price group Nos. 12, 13 and 23):</b>			
1. Lump—size group Nos. 1 and 2; larger than 4" (deep machine mines).....	7.54	7.79	4.15



## PRICE SCHEDULE—Continued

	2 tons or more delivered per ton	1 ton delivered per ton	½ ton delivered per ½ ton
<b>IV. High volatile bituminous coal from district No. 10 (Illinois)—Continued.</b>			
C. Belleville subdistrict (price group Nos. 10 and 10-22 inclusive):			
1. Egg—size group Nos. 2 including 7" x 4" and 6" x 4":			
(a) Strip mines	\$7.80	\$8.05	\$4.30
(b) Deep machine mines	7.89	8.14	4.35
D. Fulton Peoria subdistrict (strip mines):			
1. Lump and egg—size group Nos. 1, 2 and 3, all lump or egg coals—bottom size larger than 2"; washed or raw; price group Nos. 24, 25 and 26	6.70	6.95	3.75
2. Lump and egg—size group Nos. 1, 2 and 3, all lump or egg coals—bottom size larger than 2"; washed or raw—price group Nos. 27 and 28	6.85	7.10	3.80
3. Egg, nut and stove—size group Nos. 4, 5, 6 and 8; all egg, nut and stove coals; bottom size 2" and smaller, washed or raw including 6" x 2", 5" x 2", 4" x 2", 3" x 2", and 2" x 1½"; price groups 24 to 28 inclusive	6.35	6.60	3.55
4. Washed nut and pea—size group Nos. 17 to 20 inclusive. Washed or air cleaned nut and pea coal—bottom size larger than 10 mesh or ¾" and top size not exceeding 2"; price group Nos. 27 and 28	6.50	6.75	3.65
5. Washed screenings—size group Nos. 23 and 24; washed or air cleaned screenings; top size not exceeding 2"; price group Nos. 27 and 28	6.25	6.50	3.50
<b>V. High volatile bituminous coal from district No. 11 (Indiana)</b>			
1. Lump and egg—size group Nos. 1, 2 and 3; all lump or egg coal, bottom size larger than 2"; washed or raw; price group Nos. 6 and 14	9.54	9.79	5.15
2. Lump and egg—size group Nos. 1, 2 and 3; all lump or egg coal; bottom size larger than 2"; washed or raw; price group Nos. 15 and 16	9.09	9.34	4.95
<b>VI. Pennsylvania anthracite</b>			
1. Nut	19.60	19.85	10.20
<b>VII. Byproduct coke</b>			
1. Egg and stove	15.95	16.20	8.35

(2) The maximum prices for all sales by dealers of solid fuels not provided for by the above schedule shall be the maximum prices applicable for such sales under Revised Maximum Price Regulation No. 122, as amended.

(d) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for the chemical or oil treatment of coal at the mine, he may add such treatment charge to the applicable maximum price set by this revised order: *Provided*, That the treated coal is kept separate and is not mixed with untreated coal. When a treatment charge is made pursuant to this section the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(e) *Service charges.* The service charges set forth below may be made for special services rendered in connection with sales under paragraph (c). No

other or higher service charges may be made. Service charges must be separately stated on each invoice.

Carrying or wheeling from curb, per ton— 75  
Carrying up or down stairs, per ton— 60

(f) *Cash discounts.* A cash discount of not less than 50¢ per ton must be allowed whenever payment is made within 10 days of delivery.

(g) *The transportation tax.* The transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this revised order, provided the dealer states it separately from the price on his invoice or statement. But no part of that tax may be collected, in addition to the maximum price or sales of quarter-ton or lesser quantities. Any other tax upon or incident to the sales of solid fuel (including the Illinois Retailers' Occupational Tax) may also be collected.

(h) *Addition of increases in supplier's price prohibited.* Notwithstanding the provisions of Revised Maximum Price Regulation No. 122, the maximum prices set by this revised order may not be increased and need not be decreased by a dealer to reflect increases or decreases in purchase costs or in his supplier's maximum prices occurring after the effective date hereof, but increases or decreases in the maximum prices set hereby, to reflect such changes are within the discretion of the Regional Administrator.

(i) *Petitions for amendments.* This revised order may be revoked, amended or modified at any time. Any dealer may at any time file with the Quad Cities District Office of the Office of Price Administration a petition for amendment to this revised order in accordance with the provisions of Revised Procedural Regulation No. 1.

(j) *Posting of maximum prices and records.* (1) Each dealer subject to this revised order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this revised order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this revised order need be made by any dealer under § 1340.262 (c) of Revised Maximum Price Regulation No. 122.

(2) Every person making a sale of solid fuel for which a maximum price is set by this revised order shall keep a record thereof showing: the date; the name and address of the buyer, if known; the per net ton price charged and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in this revised order. The record shall also separately state each service rendered and the charge made for it.

(k) *Definitions and explanations.* When used in this Revised Order No. G-15, the term:

(1) "Direct delivery" or "delivered" means dumping or chuting the fuel from

the seller's truck directly into the buyer's bin or storage space; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(2) "Pennsylvania anthracite" means only coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania. "Chestnut" size of Pennsylvania anthracite refers to the size of such coal prepared at the mine in accordance with standard sizing specifications adopted by the Anthracite Committee, effective December 15, 1941.

(3) "District No." refers to the geographical bituminous coal-producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended.

(4) "Low volatile bituminous coal" refers to coal produced in the low volatile sections of the producing districts specified herein.

(5) "High volatile bituminous coal" refers to coal produced in the high volatile sections of the producing districts specified herein.

(6) "Egg, stove, nut", etc., sizes of bituminous coal refer to the sizes of such coal as defined in the Bituminous Coal Act of 1937, as amended, and as prepared at the mine in accordance with the applicable minimum price schedule promulgated by the Bituminous Coal Division of the United States Department of the Interior.

(7) "P. G." (Production Group) and "S. G." (Size Group) refer to the meaning given to these terms under the Bituminous Coal Act of 1937, or under any order, schedule, rule or regulation issued by the Bituminous Coal Division of the U. S. Department of the Interior which was established or in effect as of midnight August 23, 1943.

(8) Except as otherwise provided herein or as the context may otherwise require, all terms used in this revised order shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or the Emergency Price Control Act of 1942; if not therein defined, they shall be given their ordinary and popular trade meaning.

(1) *Effect of order on Revised Maximum Price Regulation No. 122 and Regional Order No. G-19.* Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122 shall remain in full force and effect. This revised order supersedes Order No. G-19 as to dealers covered hereby.

(m) Every person selling solid fuels subject to this revised order shall, either at the time of, or within thirty days after the date of a sale or delivery of solid fuels governed by this revised order give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof for so long as this revised order is in effect or for so long as the Emergency Price Control Act of 1942, amended, shall permit, whichever period is longer, showing the following information:

The name and address of the seller and the purchaser; the kind, size, and quan-



tity of the solid fuels sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each such invoice, sales slip or receipt, the amount, if any, of the required discounts, authorized service charges and taxes which must be deducted from or which may be added to the established maximum prices: *Provided*, That a dealer who is authorized to make a special service charge for chemical or oil treatment of coal need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated; and further provided that provisions of this paragraph (m) shall not apply to sales of solid fuels in less than quarter-ton lots unless requested by the purchaser.

This Revised Order No. G-15 shall become effective immediately.

Issued this 3d day of August, 1945.

RAE E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-15004; Filed, Aug. 13, 1945;  
4:32 p. m.]

[Region VI Order G-16 Under RMPR 122,  
Amdt. 47]

#### SOLID FUELS IN OMAHA, NEBR., AREA

An opinion accompanying this Amendment has been issued simultaneously herewith. Order No. G-16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

In Appendix No. 9, which covers the Omaha, Nebraska, area, paragraph (b), Price Schedule, is amended in the following respects:

1. Subparagraphs I and II, A, are amended to read as follows:

	Domestic delivered per ton	Domestic delivered per ½ ton	Domestic at yard per ton	Commercial delivered per ton
<i>I. High volatile bituminous coal from district No. 9 (western Kentucky)</i>				
A. No. 9 Seam:				
1. Washed nut and pea—Size Group Nos. 17-22 inc., including ¼" x ¼"	\$9.26	\$5.13	\$8.26	\$8.21
<i>II. High volatile bituminous coal from district No. 10 (Illinois)</i>				
A. Southern subdistrict (deep machine mines):				
1. Lump and egg—size group Nos. 1, 2 and 3; price groups 1, 2 and 8 (including "hump" and 6" x 6" egg)	10.79	5.90	9.79	
2. Stove-size group No. 8 (inc. 2" x 1½") price group Nos. 1, 2 and 8	10.14	5.60	9.14	8.64
3. Special Stoker—Size group Nos. 21, 22 and 28; price group Nos. 1, 2 and 8 (inc. 1" x 10 mesh and ¾" x 10 mesh)	9.74	5.40	8.74	8.60

2. Subparagraphs IV, B, 3 and IV, C, are amended to read as follows:

	Domestic delivered per ton	Domestic delivered per ½ ton	Domestic at yard per ton	Commercial delivered per ton
<i>B. Production group No. 3A (includes all mines in the "Paris Field" of Logan County, Ark., and mines in Franklin County located in Paris Basin) underground mines machine cut:</i>				
3. Size group No. 17:				
a. Mine index Nos. 40, 52, 53, 55, 76, 116, 116 and 132 only	\$10.30	\$5.65	\$9.30	\$9.80
b. Mine index No. 117	10.55	5.78	9.55	10.05
<i>C. Production group Nos. 5, 5A and 5B (includes all mines in Sebastian County, Ark.):</i>				
1. Production group No. 5A (underground mines machine cut) mine index Nos. 2, 34, 80, 106, 189, 608, and 627 only:				
a. Size group Nos. 4, 6, 7, and 8	14.95	7.98	13.95	
b. Size group No. 14	14.80	7.90	13.80	
c. Size group No. 15	9.35	5.18	8.35	8.60
2. Production group No. 5B (underground mines machine cut) mine index Nos. 13 and 121:				
a. Size group Nos. 4, 6, 7 and 8:				
Mine index No. 13	15.10	8.05	14.10	
Mine index No. 121	15.45	8.23	14.45	
b. Size group No. 5:				
Mine index No. 13	14.95	7.98	13.95	
Mine index No. 121	15.30	8.15	14.30	
c. Size group No. 14: Mine index No. 13:	9.50	5.25	8.50	8.75

	Domestic delivered per ton	Domestic delivered per ½ ton	Domestic at yard per ton	Commercial delivered per ton
<i>C. Production group Nos. 5, 5A and 5B (includes all mines in Sebastian County, Ark.) Continued:</i>				
3. Production group No. 5B (underground mines solid shot) mine index Nos. 86, 79, 80, 150, 182, 185, 328, 336, 340, 349, 603, 611 and 1011 only:				
a. Size group Nos. 3A, 6, 7 and 8	\$14.20	\$7.60	\$13.20	
b. Size group No. 3	14.05	7.53	13.05	
c. Size group No. 14	9.55	5.28	8.55	\$8.80
4. Production group No. 5 (strip mines) mine index Nos. 484, 511, 447, 548, 601, 1004, 1010, 1020, 1023, 1026, 1029, 1033 and 1043 only:				
a. Size group Nos. 3A, 6, 7, and 8	13.65	7.33	12.65	
b. Size group No. 3	13.50	7.25	12.50	
c. Size group No. 14	8.50	4.75	7.50	7.75
5. Production group No. 5 (strip mines) mine index Nos. 1001 and 1055 only:				
a. Size group Nos. 3A, 6, 7 and 8	13.95	7.48	12.95	
b. Size group No. 3	13.80	7.40	12.80	
c. Size group No. 14	8.65	4.83	7.65	7.90

3. Subparagraph V, A, 4, 5, 6 and 7; subparagraph V, C, 3, 4 and 5; subparagraph V, D, 2; subparagraph V, F, 2 and 3 are amended as follows:

	Domestic delivered per ton	Domestic delivered per ½ ton	Domestic at yard per ton	Commercial delivered per ton
<i>V. High volatile bituminous coal from district No. 15 (Kansas, Missouri, and part of Oklahoma)</i>				
A. Production group No. 1 (All mines located in Cherokee, Crawford, Bourbon, Neosho, Labette and Wilson Counties, Kansas; and Barton, Jasper, Dade, Cedar and that portion of Vernon County lying south of an east and west line drawn through the town of Nevada, Missouri) (strip mines):				
4. No. 2 nut (washed)—size group No. 7 double screened coal with a top size not larger than 2", but larger than 1½"	\$8.95	\$4.97	\$7.94	\$7.44
5. Stoker—size group No. 11: double screened coals with a top size 1½" and smaller and a bottom size larger than ¾"	8.44	4.72	7.44	6.94
6. Washed screenings—size group No. 13, washed coal passing through a screen with openings not over 1½" from which no coal has been removed	7.54	4.27	6.54	6.24
7. Raw screenings—size group No. 14, raw coal passing through a screen with openings not over 1½" from which no coal has been removed (commercial only)				5.94
<i>C. Production group No. 3 (all mines located in Boone, Callaway, Audrain, Randolph, Clark, Macon, Moniteau, Linn, Grundy, Harrison, Adair, Chariton, Schuyler, Putnam, Cole, Howard, Monroe, Warren, Lincoln, Sullivan, and Ralls Counties in Missouri) (strip mines):</i>				
3. No. 2 nut—size group No. 7 (for dimensions see V, B, 2 above)				
4. Stoker—size group No. 11 (for dimensions see V, A, 5 above)	8.14	4.57	7.14	7.14
5. Washed screenings—size group No. 13 (for dimensions see V, A, 6 above)	8.04	4.52	7.04	6.39
	7.54	4.27	6.50	5.80
<i>D. Production group No. 9 (all mines located in Coal County, Okla.) (strip mines):</i>				
2. Chestnut—size group No. 8 (all double screened coals with a top size 1½" and smaller, bottom size larger than ¾")				
	9.24	5.12	8.24	8.14
<i>F. Production group No. 11 (all mines located in Tulsa, Wagoner, Rogers, Creek, and Nowata Counties, Okla., and all of that part of Muskogee County, Okla., north of a line drawn straight east and west across Muskogee County along the southern limits of the town of Forum, Okla.) (strip mines):</i>				
2. Standard nut—size group No. 6 (for dimensions see V, A, 3 above)	10.14	5.57	9.14	8.72
3. Special stoker—size group No. 11 (for dimensions see V, A, 5 above)	9.09	5.07	8.09	7.90



## 4. Subparagraph VI, A, 2 is amended to read as follows:

	Domestic delivered per ton	Domestic delivered per ½ ton	Domestic at yard per ton	Commercial delivered per ton
VI. High volatile bituminous coal from district No. 19 (Wyoming)				
A. Subdistrict No. 2 (Sweetwater and Sublette Counties): 2. Slack and Stoker Screenings, Size group Nos. 15 and 16 (inc. 1½" x 0 and 1" x 0).....	\$10.35	\$5.70	\$9.35	\$8.95

This Amendment No. 47 to Order No. G-16 shall become effective August 1, 1945.

Issued this 31st day of July 1945.

RAE E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-15005; Filed, Aug. 13, 1945; 4:33 p. m.]

[Region VI Order G-16 Under RMPR 122, Amdt. 48]

## SOLID FUELS IN SIOUX CITY, IOWA, AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

In Appendix No. 2, which covers the Sioux City, Iowa, area, paragraph (b) VI, Price Schedule, is amended to read as follows:

	Domestic delivered	
	Per ton	Per ½ ton
VI. Briquettes:		
1. Stott.....	\$16.36	\$8.68
2. Berwind.....	16.25	8.63
3. Standard.....	15.40	8.20

This Amendment No. 48 to Order G-16 shall become effective immediately.

Issued this 6th day of August 1945.

RAE E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-15003; Filed, Aug. 13, 1945; 4:32 p. m.]

[Region VI Order G-16 Under RMPR 122, Amdt. 49]

## SOLID FUELS IN SIOUX FALLS, S. DAK., AREA

An opinion accompanying this Amendment has been issued simultaneously herewith. Order No. G-16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

Appendix No. 1, which covers the Sioux Falls, South Dakota, area, paragraph (b), Subparagraph VIII of the Price Schedule, is amended as follows:

	Domestic delivered	
	Per ton	Per ½ ton
VIII. Briquettes:		
1. Standard.....	\$15.15	\$7.85
2. Low volatile (made from district No. 7 low volatile coal and anthracite):		
a. Glen Rogers.....	15.70	8.10
b. Berwind.....	15.50	8.00
c. Stott.....	15.44	7.97

This Amendment No. 49 to Order No. G-16 shall become effective immediately.

Issued this 6th day of August 1945.

RAE E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-15002; Filed, Aug. 13, 1945; 4:31 p. m.]

[Region VI Order G-16 Under RMPR 122, Amdt. 50]

## SOLID FUELS IN SUPERIOR, WIS., AREA

An opinion accompanying this Amendment has been issued simultaneously herewith. Order No. G-16 under Revised Maximum Price Regulation No. 122, as amended, is amended in the following respects:

In Appendix No. 8, which covers the Superior, Wisconsin, Area, paragraph (b), VII of the Price Schedule, is amended to read as follows:

	Delivered		At yard		Dealer, at yard	
	Domestic, per ton	Commercial, per ton	Domestic, per ton	Commercial, per ton	Domestic, per ton	Commercial, per ton
VII Briquettes:						
1. Glen Rogers.....	\$12.60		\$11.70		\$9.60	
2. Berwind.....	12.40		11.50		9.40	
3. Stott.....	12.36		11.46		9.36	

This Amendment No. 50 to Order No. G-16 shall be effective immediately.

Issued this 6th day of August 1945.

RAE E. WALTERS,  
Regional Administrator.

[F. R. Doc. 45-15001; Filed, Aug. 13, 1945; 4:31 p. m.]

[Region VII Order G-44 Under MPR 188]

## WILLIAM LESLIE BELL ET AL.

## ADJUSTMENT OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-44 is issued.

(a) *What this order does.* This Order No. G-44 establishes maximum prices for a toy item manufactured by William Leslie Bell, when sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this

Order No. G-44, the maximum prices for the toy item designated "Tumbling Clown", manufactured by William Leslie Bell of 1430 Bryan Avenue, Salt Lake City, Utah, in accordance with the specifications set forth in the application of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

	Per dozen
(1) When sold by the manufacturer, f. o. b. shipping point, to a jobber or a wholesaler.....	\$5.40
(2) When sold by the manufacturer, a jobber or a wholesaler, f. o. b. shipping point, to a retailer.....	6.80
(3) When sold by any seller to an ultimate consumer or user.....	\$0.95

NOTE: (1) The maximum prices authorized by the above paragraphs (1) and (2) are subject to a discount of 2% for payment within 10 days from date of invoice.

(ii) The prices above specified for sales f. o. b. shipping point include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale.* When the manufacturer or any other seller makes a first sale under this Order No. G-44 to a person who purchases for resale, he must show upon the invoice or on a separate slip or rider attached thereto the applicable resale price or prices as set forth in paragraph (b) above.

(d) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G-44 for sales by the manufacturer or any other seller.

(e) *Geographical applicability.* The maximum prices authorized by this Order No. G-44 for resellers are applicable only to sales made within this Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

*Effective date.* This Order No. G-44 shall become effective on the 2d day of August, 1945.

Issued this 2d day of August 1945.

JOSEPH W. PENFOLD,  
Acting Regional Administrator.

[F. R. Doc. 45-14999; Filed, Aug. 13, 1945; 4:31 p. m.]



[Region VII Order G-45 Under MPR 188]

IGLOO TOY AND NOVELTY SHOP ET AL.

## AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-45 is issued.

(a) *What this order does.* This Order No. G-45 establishes maximum prices for two toy items manufactured by Igloo Toy and Novelty Shop, a partnership, when sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-45, the maximum prices for the toy items designated "Kiddy Karr" and "Teeter Totter", manufactured by Igloo Toy and Novelty Shop, of 2128 North Sixteenth Street, Boise, Idaho, in accordance with the specifications set forth in the applications of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

	"Kiddy Karr"	"Teeter Totter"
(1) When sold by the manufacturer, f. o. b. shipping point, to a jobber or a wholesaler.....	Each \$2.20	Each \$3.80
(2) When sold by the manufacturer, a jobber or a wholesaler, f. o. b. shipping point, to a retailer.....	2.75	4.75
(3) When sold by any seller to an ultimate consumer or user.....	4.60	7.95

NOTE: (i) The maximum prices authorized by the above paragraphs (1) and (2) are subject to a discount of 2% for payment within 10 days from date of invoice.

(ii) The prices above specified for sales f. o. b. shipping point include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale.* When the manufacturer or any other seller makes a first sale under this Order No. G-45 to a person who purchases for resale, he must show upon the invoice or on a separate slip or rider attached thereto the applicable resale price or prices as set forth in paragraph (b) above.

(d) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G-45 for sales by the manufacturer or any other seller.

(e) *Geographical applicability.* The maximum prices authorized by this Order No. G-45 for resellers are applicable only to sales made within this Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose

license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

*Effective date.* This Order No. G-45 shall become effective on the 3d day of August, 1945.

Issued this 3d day of August, 1945.

JOSEPH W. PENFOLD,  
Acting Regional Administrator.

[F. R. Doc. 45-14998; Filed, Aug. 13, 1945;  
4:30 p. m.]

[Region VIII Order G-8 Under MPR 418]

## SACRAMENTO RIVER SALMON IN CALIFORNIA

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 2 (d) of Maximum Price Regulation No. 418, *It is hereby ordered:*

(a) The maximum price for sales covered by Table A of fish named in Schedule 34B (Salmon, Chinook or King (Pacific Coast) (*Oncorhynchus tshawytscha*)) when caught in the Sacramento River, California, shall be the price stated in that schedule less 1 cent per pound.

(b) This order may be revoked, amended or corrected at any time.

This order shall become effective July 31, 1945.

Issued this 30th day of July 1945.

CHAS. H. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-14995; Filed, Aug. 13, 1945;  
4:29 p. m.]

[Region VIII Order G-9 Under MPR 188]

## COMMON CLAY BRICK IN MARICOPA, PIMA AND PINAL COUNTIES, ARIZ.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.161 (a) (2) of Maximum Price Regulation No. 188, it is hereby ordered:

(a) *Geographical applicability.* This order shall apply in the Counties of Maricopa, Pima, and Pinal, State of Arizona.

(b) *Adjusted maximum prices.* The adjusted maximum prices for common clay brick and common clay wire cut brick, including smooth, rug, tooled, and matt face finishes shall be \$15.00 per thousand f. o. b. producer's plant.

(c) *Additional charges for delivery.* An additional charge may be added to the maximum price shown in (b) above for delivery. These charges shall be:

	Per M
Destination less than five miles from producer's plant.....	\$3.00
Destination 5 to 10 miles from producer's plant.....	5.50
Destination 10 to 15 miles from producer's plant.....	8.00
Destination over 15 miles from producer's plant.....	10.50

(d) All customary allowances, discounts and price differentials effective in March 1942, shall be maintained.

(e) *Invoicing requirements.* Every person making sales subject to this order shall certify on his invoice or sales tag that the price charged does not exceed the price permitted by this order and shall separately show any additional charges made for delivery.

(f) This order may be revised, amended, or revoked by the Office of Price Administration at any time.

This order shall become effective August 4, 1945.

Issued this 28th day of July, 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-14996; Filed, Aug. 13, 1945;  
4:29 p. m.]

[Region VIII Order G-16 Under Supp. Order 94]

## USED RUBBERIZED PARKAS AND TROUSERS IN SAN FRANCISCO REGION

For the reasons set forth in an accompanying opinion and pursuant to the authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order 94; *It is ordered,* As follows:

(a) The maximum prices for sales of used double texture rubberized parkas and trousers shall be as follows:

Class I. This class includes all used rubberized parkas and trousers in good condition, having no holes, tears or patches and requiring no repairs of any kind.

	Parkas	Trousers
Sales to wholesaler, each.....	\$2.50	\$1.50
Sales to retailers, each.....	3.00	1.80
Sales to consumers, each.....	4.95	3.00

Class II. This class includes all used rubberized parkas and trousers in fair condition having small holes or tears requiring minor repairs or which may have been patched. 75% of Class I prices.

Class III. Used rubberized parkas and trousers which do not come within Class I or Class II above. 40% of Class I prices.

(b) All prices are f. o. b. seller's place of business and subject to customary terms, discounts and allowances.

(c) This order shall apply to sales in the States of California, Nevada, Oregon, except Malheur County, Washington, and Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River; and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone and Idaho.

(d) This order shall become effective August 4, 1945 and shall continue in effect until the sales for which maximum prices are herein established shall be made subject to an order issued by the National Office of the Office of Price Administration.

(e) This order may be amended, corrected or revoked at any time.

Issued this 30th day of July 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-14994; Filed, Aug. 13, 1945;  
4:29 p. m.]



[Region II Order G-3 Under MPR 422]

## POULTRY IN NEW YORK REGION

For the reasons set forth in an accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration for Region II by section 29a of Maximum Price Regulation No. 422, this order is issued.

**SECTION 1. What this order does.** This order reduces the mark-ups listed in Table B in section 39 (a) of Maximum Price Regulation No. 422 for sales by certain Groups 3 and 4 retailers in Region II of poultry, except ducks, bought live and sold live or on a dressed-weight basis, and bought kosher-killed and sold kosher-killed. The mark-up reduction is necessary to prevent an increase, arising out of the issuance of Order No. G-6 and Amendment No. 1 to Revised Order No. G-1 under Second Revised Maximum Price Regulation No. 269, in the ceiling prices at which such poultry items may be sold by retailers.

**SEC. 2. Where this order applies.** This order applies in the counties of Bronx, Kings, New York, Queens, Richmond and Westchester in the State of New York; the counties of Bergen, Essex, Hudson, Mercer, Middlesex, Monmouth, Morris, Passaic, Somerset and Union, and the City of Camden in the State of New Jersey; and the counties of Allegheny, Delaware and Philadelphia in the Commonwealth of Pennsylvania.

**SEC. 3. Reduced markups for live and kosher-killed poultry.** In determining retail ceiling prices for live and kosher-killed poultry no effect shall be given to the increased retail cost of live and kosher-killed poultry arising out of the issuance of Order No. G-6, and Amendment No. 1 to Revised Order No. G-1 under Second Revised Maximum Price Regulation No. 269. Retail markups for such poultry items shall be reduced accordingly.

**SEC. 4. Effective date.** This order shall become effective on June 18, 1945.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; MPR 422, 8 F.R. 9395, 10569)

Issued June 16, 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-15068; Filed, Aug. 14, 1945;  
2:28 p. m.]

[Region II Adopting Order 1 Under Basic  
Order 1 Under 18 (c)]

HARDWOOD CORDWOOD IN FULTON AND  
HAMILTON COUNTIES, N. Y.

For the reasons set forth in an Opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as Amended, by § 1499.18 (c) of the General Maximum Price Regulation, as Amended, and by Revised Procedural Regulation No. 1, it is hereby ordered:

(a) **What this order does.** This adopting order under Basic Order No. 1

establishes dollars-and-cents ceiling prices for Hardwood Cordwood when sold and delivered in the Counties of Fulton and Hamilton, in the State of New York. This order supersedes Revised Order G-14, as amended, as to Fulton and Hamilton Counties in the State of New York. This order, as above stated, covers Hardwood Cordwood only. Other types of firewood are not affected by this order.

(b) **Applicability of Basic Order No. 1 for area pricing of firewood in Region II.** All the provisions of Basic Order No. 1 under § 1499.18 (c) of the General Maximum Price Regulation—Basic Order for Area Pricing of Firewood in Region II, issued by the New York Regional Office, Region II, of the Office of Price Administration, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is amended in any respect, the provisions of said order, as amended, shall likewise, without further action, become a part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1, and should be familiar with the provisions of said order.

(c) **Maximum prices for hardwood cordwood are fixed and adjusted as follows:**

## SCHEDULE I—PRODUCER PRICES AT ROADSIDE

Size of wood:	Maximum price for full cord (128 cu. ft.)
12" and up to 24"-----	\$18
24" and up to 48"-----	17
48" and over-----	16

On units of sale and sizes of wood other than those set forth above, the prices shall be proportionate to those set forth above. All customary allowances and differentials must be preserved.

SCHEDULE II—PRICES DELIVERED TO CONSUMERS'  
PREMISES

Size of wood	Unit of sale	Maximum price
12"-----	1/4 cord (16 cu. ft.)-----	\$4.25
12"-----	1/2 cord (32 cu. ft.)-----	8.00
12"-----	3/4 cord (48 cu. ft.)-----	15.75
12"-----	1 cord (64 cu. ft.)-----	23.50
12"-----	1 cord (128 cu. ft.)-----	31.00
16"-----	1/4 cord (42 1/2 cu. ft.)-----	10.00
16"-----	1/2 cord (85 cu. ft.)-----	11.25
24"-----	1/2 cord (64 cu. ft.)-----	14.00
24"-----	1 cord (128 cu. ft.)-----	27.00
36"-----	1/2 cord (96 cu. ft.)-----	20.00
48"-----	1 cord (128 cu. ft.)-----	22.50

On units of sale and sizes of wood other than those set forth above, the prices shall be proportionate to those set forth above. All customary allowances and differentials must be preserved.

SCHEDULE III—CONSUMER'S PRICES AT  
DEALER'S YARD

When a full cord of firewood (128 cu. ft.) is purchased by the consumer and delivery taken at the dealer's yard instead of at the consumer's premises, a reduction in price of at least \$2.00 must be made. When less than a cord is purchased, the reduction shall be the same fraction of \$2.00 as the quantity purchased is of a full cord.

## SCHEDULE IV—SERVICE CHARGES

For stacking, a service charge not exceeding 25¢ per 1/4 cord may be made on sales of 1/4 cord or more. On sales of 1/2 cord a service

charge for stacking, not exceeding 15¢ may be made.

For splitting a charge not exceeding 75¢ per 1/4 cord may be made on sales of wood 12" in length or under, in quantities of 1/4 cord or more. On sales of 1/2 cord a splitting charge not exceeding 40¢ may be made on wood 12" in length or under. No splitting charge may be made on wood over 12" in length.

Stacking and splitting charges may only be made at the express voluntary request of the purchaser for the performance of this service and the seller may in no instance require as a condition of sale or delivery that the purchaser use such stacking or splitting service. No service charge other than those specifically authorized by this order may be made and the service charges permitted by this order must be specifically stated on all invoices.

This order shall become effective August 10, 1945.

Issued this 31st day of July 1945.

DANIEL P. WOOLLEY,  
Regional Administrator.

[F. R. Doc. 45-15073; Filed, Aug. 14, 1945;  
2:23 p. m.]

[Atlanta Rev. Order G-1 Under G. O. 50,  
Amdt. 1]

MALT AND CEREAL BEVERAGES IN ATLANTA,  
GA., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Atlanta District Office of Region IV of the Office of Price Administration by General Order No. 50, issued by the Administrator of the Office of Price Administration, and Region IV Revised Delegation Order No. 17, issued May 5, 1944, this amendment is hereby issued:

(A) Appendix A, Part I, of Revised Order No. G-1 under General Order No. 50 is amended as follows:

(1) Under Group 1B, in alphabetical order, the following brands or trade names of beer and the maximum price per bottle are added:

Brand or trade name of beer	Maximum price per bottle	
	12-ounce	32-ounce
Van Merritt-----	Cents 30	Cents 60
Blatz-----	25	50

(2) Under Group 2B, in alphabetical order, the following brands or trade names of beer and the maximum price per bottle are added:

Brand or trade name of beer	Maximum price per bottle	
	12-ounce	32-ounce
Van Merritt-----	Cents 25	Cents 50
Blatz-----	20	40

(3) Under Group 3B, in alphabetical order, the following brands or trade names of beer and the maximum price per bottle are added:



Brand or trade name of beer	Maximum price per bottle	
	12-ounce	32-ounce
Van Merritt.....	Cents 25	
Blatz.....	18	Cents 45

(B) This Amendment No. 1 to Revised Order No. G-1 under General Order No. 50 shall become effective on and after August 2, 1945.

Issued August 2, 1945.

D. ELIE McCORD,  
District Director.

[F. R. Doc. 45-15072; Filed, Aug. 14, 1945;  
2:23 p. m.]

[Columbia Rev. Order 1-B Under G. O. 50,  
Amdt. 5]

#### MALT AND CEREAL BEVERAGES IN COLUMBIA, S. C., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Columbia (South Carolina) District Office, of Region IV of the Office of Price Administration by General Order No. 50, issued by the Administrator of the Office of Price Administration, and Region IV Revised Delegation Order No. 17, issued May 5, 1944, this Amendment No. 5 to Revised Order No. 1-B under General Order No. 50 is hereby issued.

Revised Order No. 1-B under General Order No. 50 is amended in the following respects:

1. The following items are hereby added to Appendix A.

#### DOWN'S INDIA PALE ALE IN 7 OZ. BOTTLES

	Cents
Group 1-B.....	20
Group 2-B.....	15
Group 3-B.....	12

#### NEUWILERS PILSENER BEER IN NONRETURNABLE BOTTLES

	12 oz.	32 oz.
	Cents	Cents
Group 1-B.....	25	50
Group 2-B.....	20	45
Group 3-B.....	17	42

#### CANANDAIGUA BEER

	Cents	Cents
Group 1-B.....	20	45
Group 2-B.....	17	42
Group 3-B.....	17	42

This amendment shall become effective on the 6th day of August, 1945.

Issued this 4th day of August 1945.

EDWARD H. TALBERT,  
District Director.

[F. R. Doc. 45-15071; Filed, Aug. 14, 1945;  
2:22 p. m.]

[Jackson Order G-5 Under MPR 154]

#### MEADVILLE GIN & ICE CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and un-

der the authority vested in the District Director of the Jackson (Mississippi) District Office of the Office of Price Administration by § 1393.8 of Maximum Price Regulation 154 and by Regional Delegation Order No. 4 issued by Region IV of the Office of Price Administration, dated April 15, 1943; It is hereby ordered:

(a) Regardless of any contract, agreement, or other obligation, the Meadville Gin & Ice Company, Meadville, Mississippi, its dealers and peddlers, shall not sell any ice at a price higher than the maximum price permitted by this order. Neither shall the Meadville Gin & Ice Company, its dealers and peddlers, agree, offer, solicit, or attempt to sell any ice at prices higher than those permitted under this order. The price limitation of this order shall not be evaded by direct or indirect methods, by means of, or in connection with, any offer, solicitation, agreement, sale, delivery, purchase, or receipt of or relating to ice, alone or in connection with, any commission, service, transportation, or other charge or discount, premium, or privilege, or change in any business or trade practice. Lower prices may be charged, demanded or offered.

(1) The maximum prices established for sales by the Meadville Gin & Ice Company, its dealers and peddlers, under this order are as follows:

	Per ton
Wholesale sales.....	\$6.00
	Per cwt.
Retail sales—platform.....	\$0.60
Retail sales—delivered.....	.70

(b) Except as otherwise provided herein, all transactions subject to this order remain subject to all provisions of Maximum Price Regulation 154, together with all amendments and orders which heretofore have been or hereafter may be issued, and all definitions set forth in such regulation, amendments or orders shall be applicable herein, unless otherwise provided.

(c) This order may be revoked, amended, or corrected at any time.

(d) Individual letter-order issued August 24, 1944, to the Meadville Gin & Ice Company, Meadville, Mississippi, is hereby revoked.

(e) This order shall become effective the 29th day of June 1945.

Issued this 27th day of June 1945.

WILLIAM E. HOLCOMB,  
District Director.

[F. R. Doc. 45-15074; Filed, Aug. 14, 1945;  
2:23 p. m.]

[Portland Order G-7 Under 18 (c), Amdt. 3]

#### FIREWOOD IN LANE COUNTY, OREG.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Office of Price Administration by § 1499.18 (c), as amended, of the General Maximum Price Regulation, and by Order of Delegation No. 34, issued by the Regional Administrator of Region VIII under Revised General Order No. 32; It is hereby ordered, That Order No. G-7 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) This Order No. G-7, insofar as it establishes maximum prices for certain types of firewood sold f. o. b. railroad cars in the Eastern Section of Lane County, Oregon, supersedes the maximum prices as established by §§ 1499.2 and 1499.3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation, or by any Supplementary Regulation, thereto, or any individual adjustment order issued prior to Order No. G-7. The maximum prices for mills or dealers making sales or deliveries of certain types of firewood at wholesale f. o. b. railroad cars in the Eastern Section of Lane County, Oregon, are hereby adjusted as follows:

(1) \* \* \*

2. Paragraph (2) is added under paragraph (b), Definitions, to read as follows:

(2) "Wholesale" sales as herein used mean sales by mills or dealers of the specified types of firewood to any person other than an ultimate consumer.

This amendment to Order No. G-7 shall become effective June 22, 1945.

(56 Stat. 566, Pub. Law 383, 78th Cong. E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 22d day of June 1945.

MCDONNELL BROWN,  
District Director.

[F. R. Doc. 45-15075; Filed, Aug. 14, 1945;  
2:24 p. m.]

[Region VIII Rev. Order G-7 Under MPR 188,  
Amdt. 1]

#### CONCRETE BUILDING BLOCKS IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order No. G-7 under Maximum Price Regulation No. 188 is amended in the following respects:

1. Paragraph (e) is redesignated (f) and a new paragraph (e) is added reading as follows:

(e) Effect of this order. The maximum prices established by this order supersede all other maximum prices established under Maximum Price Regulation No. 188 for sales and deliveries covered hereby, whether such other maximum prices were established by individual pricing order or otherwise.

This amendment to Revised Order No. G-7 shall become effective July 25, 1945.

Issued this 20th day of July, 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-15077; Filed, Aug. 14, 1945;  
2:24 p. m.]

[Region VIII Order G-9 Under RMPR 251]

#### PAINTING AND PAPERHANGING SERVICES IN OREGON AND WASHINGTON

For the reasons set forth in an opinion issued simultaneously herewith, and un-



der the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(a) *Geographical applicability.* This order shall apply to sellers located in the following areas: The State of Oregon (except Malheur County) and the counties of Clark, Cowlitz, Wahkiakum, Klickitat, and Skamania in the State of Washington.

(b) *Maximum prices.* The maximum price of painting and paperhanging services shall be the sum of a charge for labor and the maximum price of the materials used. The maximum charge for labor shall be determined by multiplying the maximum hourly rate for each category of labor by the number of hours of labor performed in that category, as provided by subparagraph (b) (1), and by stating such charges. The maximum price of the materials used shall be determined as is provided by subparagraph (b) (2). The maximum prices established by this order include all expenses and no additional charge shall be made for any other cost or incidental service except as may be permitted by this order.

(1) *Maximum labor charge.* (i) The maximum hourly rate shall be the legal labor cost per hour multiplied by 170 percent (rounded to the nearest 5 cents), but not more than the following:

Per hour	
In Clark County, Wash., or Clackamas, Multnomah, or Washington Counties, Ore.	\$2.30
In remainder of area covered by order.	2.25

(ii) *Measurement of hours.* The number of hours to be charged against any job is to be counted from the time the workman leaves the shop or the previous job (whichever is later) until he completes the job, if he proceeds to another job, or until he returns to the shop, if he proceeds there directly. For any job extending into more than one day, time in transit to or from the job may be charged only once. The hours for which charges are made shall not exceed those shown in the seller's payroll records nor those shown in records which paragraph (f) of the order requires the seller to keep.

(iii) *Overtime* may be charged for at the rate of one and one-half times the rate provided above.

(iv) *Minimum charge.* If a job requires less than one man-hour, there may be collected a minimum charge equal to the rate for one hour.

(v) A seller performing his own work shall take as his basic maximum hourly labor rate the applicable dollar-and-cent rate provided in paragraph (b) (1) (i).

(2) *Materials.* The maximum price of any materials used shall be the maximum price provided by the appropriate maximum price regulation for sales of such materials at retail.

(c) *Definitions.* (1) "Painting and paperhanging services" means the painting of any building structure, or construction project, or any part, fixture, or equipment thereof, or the application of any wall paper or decorating or sur-

face-finishing paper thereto, and includes all incidental services such as cleaning and preparation of surfaces or cleaning of premises.

(2) "Overtime" refers to hours of work performed at customer's request on Saturday or Sunday, or between the hours of 4:30 p. m. and 8:00 a. m. Monday to Saturday.

(3) "Labor cost" means the wage rates in effect on October 3, 1942, or wage rates which have been established by proper governmental agencies, but not in excess of the wage actually paid.

(d) *Jobs selling for more than \$200.* For jobs sold for more than \$200.00 the maximum price shall be calculated under section 7 of Revised Maximum Price Regulation No. 251, using the sum of labor costs, material costs, and other direct costs, and a margin not exceeding the margin used on the most comparable job in the period January 1, 1939, to March 31, 1942, or, for sellers not in business in March 1942, a margin not exceeding 30 percent of the sum of labor and material and other direct costs. This price may not exceed the maximum price provided in paragraph (b) of this order.

(e) *Guaranteed price.* A seller may offer to supply a painting or paperhanging service covered by this order on the basis of a guaranteed price, the seller agreeing to charge a fixed amount, but such guaranteed price may not exceed the maximum price established by this order.

(f) *Records and invoices.* Every person making sales subject to this order must keep a record showing the time spent by each employee on each job involving painting or paperhanging services and of the wage rate for such employee. Such records shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration. In addition, every person making sales subject to this order shall furnish to the customer an invoice or sales slip on which he has itemized labor and materials and on which he has certified that the price charged does not exceed the price permitted by this Order No. G-9 under Revised Maximum Price Regulation No. 251. Duplicates of such invoices or such sales slips shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration.

(g) This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, with respect to painting and paperhanging services supplied in the described areas, except where it is otherwise provided herein.

(h) This order may be amended or revoked at any time.

(i) This order shall become effective August 4, 1945 except that it shall not apply to sales made pursuant to contracts entered into prior to such date.

Issued this 30th day of July, 1945.

CHAS. R. BAIRD,  
Regional Administrator.

[F. R. Doc. 45-15078; Filed, Aug. 14, 1945; 2:25 p. m.]

[Portland Order G-22, Under 18 (c)]

# FIREWOOD AND SAWDUST IN SALEM AREA IN MARION AND POLK COUNTIES, OREG.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Office of Price Administration by § 1499.18 (c), as amended, of the General Maximum Price Regulation, and by Order of Delegation No. 34 issued by the Regional Administrator of Region VIII under Revised General Order No. 32; it is hereby ordered, That:

(a) The maximum retail prices as established by §§ 1499.2 and 1499.3 of the General Maximum Price Regulation, or by any previous order issued pursuant to such regulation, or by any supplementary regulation thereto, for the sale and delivery of the types of firewood and sawdust specified below in the Salem Area in Marion and Polk Counties, Oregon, are hereby adjusted so that maximum prices therefor shall be:

Type of firewood or sawdust	Adjusted maximum price delivered to premises of the ultimate consumer (per cord)		
	4 feet	16 inches	12 inches
Dry slabwood.....	\$8.75	\$10.00	\$10.25
Green slabwood.....	7.00	8.25	8.50
Old or first growth cord fir.....	11.75	13.00	13.25
Second growth cord fir.....	10.75	12.00	12.25
Ash, maple, oak.....	13.00	14.50	15.00
Plywood cords, peeler cores.....		10.00	
All sawdust (whether local or imported) per unit.....	4.50		

The adjusted maximum prices for old or first growth fir cordwood, second growths fir cordwood, ash, maple and oak shall apply only when delivery is made from a dealer's yard. When delivery is made direct to consumers, the prices shall be reduced by \$1.25 per cord: for units of less than a cord the reduction shall be proportionate.

(b) This Order G-22 supersedes and revokes Order No. VIII-P-G-(8)-131, as amended, under § 1499.18 (c) of the General Maximum Price Regulation, "Order and Statement or Adjustment of Firewood Prices" in the Salem Area issued on October 9, 1942, and amended on December 12, 1942, by the District Director of the Portland District Office.

(c) This Order No. G-22 supersedes all other orders, in addition to the order specified in paragraph (b) which establish maximum prices for the kinds and types of firewood and sawdust covered by this order when sold at retail in the area covered by this order.

(d) *Definitions.* (1) The "Salem Area" as herein used means the City of Salem, Oregon including an area within a five mile radius of the city limits, including West Salem, Oregon.

(2) "Dry slabwood" as herein used means slabwood which is generally recognized by the trade and by consumers as being dry, and which has been piled and air dried for a period of not less than ninety days.

(3) "Green slabwood" as herein used means mill run slabwood, mixed block and slabwood, or mixed slabwood and edgings.



(4) "Old or first growth cord" shall mean bona fide first growth of large thickness. In case of doubt as to whether a particular wood is first or second growth, the second growth price shall apply.

(5) "Retail" sales as herein used means sales to an ultimate consumer, other than an industrial or commercial user.

(e) Delivered load units of wood covered herein shall be priced at two-thirds of the delivered cord price. Less than load units shall take a price proportionately less than the delivered cord price plus fifty cents (50¢), except when sold from the yard when the fifty cents (50¢) premium shall not apply.

(f) *Evasions.* No mills or dealers affected by this Order No. G-22 shall evade any of the provisions thereof by changing the customary allowances, discounts, or other price differentials unless such change shall result in a lower price.

(g) Every seller affected by this order shall remain subject to all other provisions of the General Maximum Price Regulation.

(h) *Invoices and records.* Every person making a sale of firewood for which a maximum price is set by this order shall give the purchaser or his agent, at the time of sale, an invoice or other memorandum of sale, which shall show:

(1) The date of sale.  
(2) The name and address of the buyer and seller.  
(3) The quantity of firewood and sawdust sold.

(4) Description of firewood and sawdust sold, in the same manner as it is described in this order. (This shall include the kind of wood, i. e. dry or green, old or second growth, or hard wood, and the length of the pieces of wood.)

(5) Place of sale. (If the price is dependent on place of delivery, then the place of delivery shall be stated.)

(6) The total price of the wood.  
On the invoice or memorandum, a separate statement shall be made of any discounts and of each service rendered such as delivery, carrying, and stacking, and the charge made for each such service.

The seller shall keep an exact copy of such invoice or memorandum for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, and such copy shall be made available for inspection by the Office of Price Administration.

NOTE: The record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order may be revoked, amended, or corrected at any time. This order shall become effective June 16, 1945.

(56 Stat. 566, Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 16th day of June 1945.

McDONNELL BROWN,  
District Director,  
Portland District Office,  
Office of Price Administration.

[F. R. Doc. 45-15076; Filed, Aug. 14, 1945; 2:24 p. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register August 10, 1945.

##### REGION VI

Chicago Order 1-C, covering poultry in certain areas in South Dakota, North Dakota, Minnesota and Nebraska. Filed 2:59 p. m.

Chicago Order 2-C, covering poultry in certain areas in South Dakota, North Dakota, Minnesota and Nebraska. Filed 2:59 p. m.

Chicago Order 3-C, covering poultry in certain areas in South Dakota, Iowa, Minnesota and Nebraska. Filed 3:00 p. m.

Chicago Order 4-C, covering poultry in certain areas in Minnesota, South Dakota, Iowa and Nebraska. Filed 3:00 p. m.

Chicago Order 5-C, covering poultry in certain areas in Minnesota and Iowa. Filed 3:00 p. m.

Chicago Order 6-C, covering poultry in certain areas in Minnesota and Iowa. Filed 3:00 p. m.

Chicago Order 7-C, covering poultry in certain areas in Minnesota, Wisconsin, and Iowa. Filed 3:01 p. m.

Chicago Order 8-C, covering poultry in certain areas in Minnesota, Wisconsin, and Iowa. Filed 3:01 p. m.

Chicago Order 9-C, covering poultry in certain areas in Illinois, Wisconsin, and Iowa. Filed 3:01 p. m.

Chicago Order 10-C, covering poultry in certain areas in Illinois, Wisconsin, and Iowa. Filed 3:01 p. m.

Chicago Order 11-C, covering poultry in certain areas in Illinois and Wisconsin. Filed 3:01 p. m.

Chicago Order 12-C, covering poultry in certain areas in Illinois and Wisconsin. Filed 3:01 p. m.

Chicago Order 13-C, covering poultry in certain areas in Illinois and Wisconsin. Filed 3:01 p. m.

Chicago Order 14-C, covering poultry in certain areas in Indiana, Illinois and Wisconsin. Filed 3:02 p. m.

##### REGION VII

Salt Lake City Order 2-C, Amendment 4, covering poultry in the state of Utah. Filed 2:56 p. m.

Salt Lake City Order 13-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Utah. Filed 2:56 p. m.

##### REGION VIII

Phoenix District Order 3-F, Amendment 84, covering fresh fruits and vegetables in a 25-mile radius of the Post Office of Phoenix. Filed 2:57 p. m.

Portland Order 5-F, Amendment 33, covering fresh fruits and vegetables in Eugene and Springfield, Oregon. Filed 2:57 p. m.

Portland Order 6-F, Amendment 34, covering fresh fruits and vegetables in Roseburg, Sutherlin, and Oakland, Oregon. Filed 2:57 p. m.

Portland Order 7-F, Amendment 33, covering fresh fruits and vegetables in Klamath Falls, Oregon. Filed 2:57 p. m.

Portland Order 8-F, Amendment 33, covering fresh fruits and vegetables in Medford, Oregon. Filed 2:57 p. m.

Portland Order 9-F, Amendment 33, covering fresh fruits and vegetables in certain areas in Oregon. Filed 2:57 p. m.

Portland Order 10-F, Amendment 32, covering fresh fruits and vegetables in Kelso, West Kelso and Longview, Washington. Filed 2:58 p. m.

Portland Order 12-F, Amendment 30, covering fresh fruits and vegetables in Salem and West Salem, Oregon. Filed 2:58 p. m.

Portland Order 13-F, Amendment 29, covering fresh fruits and vegetables in certain areas in Oregon. Filed 2:58 p. m.

Portland Order 14-F, Amendment 29, covering fresh fruits and vegetables in certain areas in Oregon. Filed 2:58 p. m.

Portland Order 15-F, Amendment 29, covering fresh fruits and vegetables in certain cities in Oregon. Filed 2:58 p. m.

Portland Order 16-F, Amendment 23, covering fresh fruits and vegetables in Bend, Oregon. Filed 2:58 p. m.

Portland Order 17-F, Amendment 23, covering fresh fruits and vegetables in certain cities in Oregon. Filed 2:59 p. m.

Portland Order 19-F, Amendment 21, covering fresh fruits and vegetables in Dalles, Oregon. Filed 2:59 p. m.

Portland Order 20-F, Amendment 21, covering fresh fruits and vegetables in certain cities in Oregon. Filed 2:59 p. m.

Portland Order 21-F, Amendment 20, covering fresh fruits and vegetables in Pendleton, Oregon. Filed 2:59 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 45-14983; Filed, Aug. 13, 1945; 4:25 p. m.]

#### SECURITIES AND EXCHANGE COMMISSION.

[File No. 54-81]

MIDDLE WEST CORP. ET AL.

#### NOTICE OF FILING OF AMENDMENT AND ORDER FOR ARGUMENT AND HEARING ON PLAN

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 13th day of August A. D. 1945.

In the matter of The Middle West Corporation, Central and South West Utilities Company and American Public Service Company, Respondents, File No. 54-81.

The Commission having by its order of June 4, 1942 directed, among other things, the termination of the corporate existence of either Central and South West Utilities Company ("Central") or American Public Service Company ("American") and a change in the capitalization of Central and American to a capitalization consisting of a single class of stock, namely, common stock, in an appropriate manner not in contravention of the applicable provisions of the Public Utility Holding Company Act of 1935 ("act") or the rules, regulations and orders promulgated thereunder; and

The Middle West Corporation ("Middle West"), a registered holding company, and its subsidiaries, Central and American, both registered holding companies, having filed on August 2, 1943 with this Commission joint applications and declarations designated as a "Plan" pursuant to section 11 (e) of the act proposing action designed to merge American into Central, and to change the stock capitalization of American and Central to a single class of common stock in a single corporation to be called Central and South West Corporation (hereinafter referred to as the new company); and

The Commission having in its notice of filing and order for hearing issued September 4, 1945 (Holding Company Act Release No. 4542) summarized therein the terms of said plan and ordered a hearing thereon; and having required the applicants to cause a copy of said notice



of filing and order for hearing to be mailed to the holders of the outstanding stocks of Central and American at their last known addresses; and hearings having been held pursuant to said notice, extensive testimony having been taken and numerous exhibits having been introduced, and the hearings having been continued subject to the call of the trial examiner or order of the Commission; and

Middle West, Central and American having on August 11, 1945 filed an amendment to the plan, all as more particularly described hereafter.

All interested persons are referred to said plan, as amended, which is on file in

the offices of the Commission for a full statement of the transactions therein proposed, which are summarized as follows:

1. The authorized capital stock of the new company on organization will be 6,605,000 shares of common stock of the par value of \$7.50 each, all of which shares will be issued in exchange for the outstanding stocks of Central and American.

2. The outstanding shares of Central and American to be exchanged for shares of the new company and the number of shares held by Middle West and by others than Middle West, are as follows:

	Total shares outstanding	Held by Middle West	Held by others
Central:			
Prior lien preferred stock:			
\$7 series	117,400	55,070 (46.91%)	62,330 (53.09%)
\$6 series	11,500	11,500 (100%)	
Preferred stock	133,150	76,342 (57.33%)	56,808 (42.66%)
Common stock	3,371,232	2,057,679 (61%)	1,313,553 (39%)
American:			
7% preferred stock	79,746	37,968 (47.61%)	41,776 (52.39%)
Common stock	1200		1200

<sup>1</sup> Excludes 96,234 shares owned by Central.

3. All accrued and unpaid dividend arrears, as of the effective date of the plan, as amended, on the Central \$7 prior lien preferred stock and on the 7% American preferred stock held by the public will be paid in cash and 3,236,314 shares of the new company's common stock will be issued in exchange for and in cancellation of the outstanding shares of Central and American as follows:

(a) For each share of prior lien preferred stock \$7 dividend series of Central, 13½ shares of the common stock of the new company.

(b) For each share of preferred stock \$7 dividend series, and all accrued and unpaid dividends thereon, of Central, 21 shares of the common stock of the new company.

(c) For each share of common stock of Central, one-half share of common stock of the new company.

(d) For each share of 7% preferred stock of American, 13 shares of common stock of the new company.

(e) For each share of common stock of American, 10 shares of common stock of the new company.

4. The new company will issue to Middle West the remaining 3,368,686 shares of its common stock in exchange for all stock of Central and American owned by Middle West and pay an amount in cash to Middle West equal to the accrued and unpaid dividends at the date the merger or consolidation becomes effective on the prior lien preferred stock, \$7 dividend series and \$6 dividend series of Central and on the 7% preferred stock of American held by Middle West. The plan, as amended, recites that Middle West will receive for all its stock holdings in Central and American 51% of the total shares to be issued by the new company which compares with 54.8% which it would receive if its holdings of stock in Central and American were exchanged upon the same basis as all other shares.

5. 25,643 shares of preferred stock of West Texas Utilities Company owned by American will be sold to West Texas

Utilities Company and cancelled, and the proceeds applied to the cash payments to be made to holders of stock of Central and American as provided in the foregoing provisions of the plan, as amended.

6. No fractional shares of the common stock of the new company will be issued, but in lieu thereof the new company shall issue, in bearer form, non-dividend bearing and non-voting scrip, dated as of the date the merger becomes effective. Such scrip, when combined to create one or more full shares, may be surrendered on or before but not after three years from the date of the scrip certificate, in exchange for full shares of common stock of the new company and the scrip will provide that, as soon as practicable after the three-year period, any shares represented by such outstanding scrip certificates shall be sold and the proceeds thereof held for the account of the holders of the scrip without liability for interest. Any proceeds represented by scrip certificates not surrendered on or prior to the expiration of seven years from the date of the scrip certificates shall become the property of the new company.

7. Middle West proposes to divest itself of all its shares of common stock in the new company by a distribution in kind, share for share, to its own stockholders and a sale of the remainder of said shares for cash.

8. The applicants request the Commission, pursuant to sections 11 (e) and 18 (f) of the act, to apply to a Federal Court as soon as practicable after the entry of an order by the Commission approving the plan, as amended, to enforce and to carry out the terms or provisions of said plan, as amended.

II. The Commission being required by the provisions of section 11 (e) of said act before approving any plan thereunder to find after notice and opportunity for hearing that such plan as submitted or as modified is necessary to effectuate the provisions of subsection (b) of section 11, and is fair and equi-

table to the persons affected by such plan; it, therefore, appearing appropriate to the Commission, in the public interest and in the interest of investors and consumers, that an opportunity to be heard and to argue with respect to said plan, as amended, should be afforded to all interested persons; and

The Commission being of the opinion, in view of the extensive hearings previously held and the record already made, that the hearing and argument should be held, in the first instance, before the Commission and should be directed to the issues raised in the Commission's notice of filing and order for hearing issued September 4, 1943 (Holding Company Act Release No. 4542) as well as the following issues:

(1) Is the plan, as amended, as submitted or as hereafter modified,

(a) Necessary to effectuate the provisions of section 11 (b) of the act,

(b) Fair and equitable to the public holders of the securities of Central and American,

(c) Fair and equitable to Middle West, and

(d) In compliance with the order of the Commission dated June 4, 1942.

(2) Whether the plan, as amended, should be modified to include a provision for the payment of Central, American or Middle West of such fees and expenses in connection with said plan, as amended, or the proceedings with respect thereto as the Commission may determine, award, allow or allocate.

It is therefore ordered, That any person desiring to present argument or to be heard on such plan, as amended, shall appear before the Commission at 10:00 a. m., e. w. t., on the 11th day of September 1945, at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as may be designated at that time by the hearing room clerk in Room 318. Any person desiring to present argument or to be heard shall on or before September 4, 1945, file a written application with the Secretary of the Commission in accordance with the provisions of Rule XVII of the Commission's rules of practice.

It is further ordered, That notice of this argument and hearing be given to Middle West, Central, American, and to all other persons; said notice to be given to Middle West, Central and American by registered mail and to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Holding Company Act of 1935, and by publication in the FEDERAL REGISTER; and

It is further ordered, That Central and American shall give notice of this argument and hearing to all their stockholders, both common and preferred (insofar as the identity of such security holders is known or available to Middle West, Central and American), by mailing to each of said persons a copy of this notice of filing and order for argument and hearing and a copy of the plan, as amended, at his last known address at least 20 days prior to the date of this argument and hearing;



It is further ordered, That jurisdiction be and is hereby reserved to separate, whether for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues, questions or matters hereinbefore set forth or which may arise in this proceeding, or to consolidate with these proceedings other filings or matters pertaining to said Plan or to take such other action as may appear conducive to an orderly, prompt and economical disposition of the matters involved.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-15079; Filed, Aug. 14, 1945;  
2:34 p. m.]

[File No. 54-42, 54-69, 59-65]

CENTRAL STATES UTILITIES CORP., ET AL.  
NOTICE OF FILING AND ORDER RECONVENING  
HEARING ON AMENDED PLAN

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 11th day of August, A. D., 1945.

In the matters of Central States Utilities Corporation, Central States Power & Light Corporation, Ogden Corporation, File No. 54-42; Ogden Corporation and Subsidiary Companies, File No. 54-69; Ogden Corporation and Subsidiary Companies, File No. 59-65.

	Principal amount or shares out- standing	Owned by—		
		Ogden	Central Utilities	Others
5% debentures, due 1/1/1946	\$5,940,000	\$5,108,040		\$831,960.
\$7 cum. pfd. stock, no par value	80,000 shs.	13,473 shs.		66,527 shs.
Common stock, no par value	40,600 shs.		40,600 shs.	

<sup>1</sup> Entitled to \$100 per share and accrued dividends in involuntary liquidation; dividend arrears amounted to \$7,280,000 or \$91.00 per share.

All interest on the publicly held debentures of Central States has been paid regularly. Payment of interest on the debentures owned by Ogden for the period from June 30, 1942, aggregating \$766,206, has been conditionally waived by Ogden. Pursuant to an agreement dated June 20, 1941, Ogden deposited in escrow with Manufacturers Trust Company the payments of interest on the debentures owned by it which became due on July 1, 1941, January 1, 1942, and July 1, 1942, aggregating \$383,103, said agreement providing that such funds shall be held intact until all questions of validity and rank of such debentures owned by Ogden shall have been passed upon by this Commission and any court having jurisdiction. Prior to July 1, 1941, Ogden received payments of interest which became due on January 1, 1940, July 1, 1940 and January 1, 1941, aggregating \$383,103 on the debentures owned by Ogden.

No dividends have been paid on the preferred stock of Central States since December 31, 1931. It is the position of

I. Notice is hereby given that Ogden Corporation ("Ogden"), a registered holding company, has filed Amendment No. 12 in these consolidated proceedings, proposing an Amended Plan pursuant to section 11 (e) and other applicable sections of the act and the rules promulgated thereunder for the liquidation and dissolution of its subsidiary holding company, Central States Utilities Corporation ("Central Utilities"), and of the latter's subsidiary, Central States Power & Light Corporation ("Central States");

All interested persons are referred to said Amended Plan, which is on file in the office of the Commission, for a full statement of the transactions proposed therein, which may be summarized as follows:

Central States and its subsidiaries have disposed of all their operating properties pursuant to separable plans heretofore approved in these proceedings, and the remaining assets of Central States consist almost exclusively, of cash and investments in government bonds. After making provision for the discharge of current liabilities (amounting to \$100,972 per books), the assets of Central States amounted to approximately \$1,975,000. The only action remaining to consummate the liquidation of Central States is the distribution of the cash and investments now held by it to creditors and security holders entitled thereto.

The following tabulation shows the outstanding securities of Central States at December 31, 1944, and their ownership by its parent companies and by others:

Ogden that the 5% Debentures of Central States owned by it are in all respects valid and constitute a claim ranking equally with all other 5% Debentures and unsecured debt of Central States and prior to Central States' preferred stock.

The only assets of Central Utilities consist of all the shares of common stock of Central States and less than \$100 in cash. At December 31, 1944, Central Utilities had outstanding \$3,500,000 principal amount of 6% Ten-Year Secured Gold Bonds due January 1, 1938 (secured by the common stock of Central States), 32,000 shares of \$7 cumulative preferred stock, no par value, and 30,000 shares of common stock, no par value. Except for \$370,900 principal amount of bonds and 9,594 shares of preferred stock, Central Utilities' outstanding securities are owned by Ogden. No interest has been paid on the bonds since December 31, 1933, and no dividends on the preferred stock since December 31, 1931.

The Amended Plan contemplates the consummation of the following separable

proposals in the order in which they are stated below:

**Proposal 1.** (a) Central States shall deposit with Continental Illinois National Bank and Trust Company of Chicago, Trustee under the Trust Indenture securing the 5% Debentures of Central States, funds sufficient to pay 30% of the principal (i. e., \$249,598) of the \$831,960 principal amount of 5% Debentures of Central States held by persons other than Ogden, together with interest accrued on said 30% of the principal of said Debentures to the date of such deposit. Upon deposit of such funds the Trustee shall be directed to distribute them pro rata among Debenture holders other than Ogden, against surrender of the Debentures owned by them for stamping with an appropriate legend indicating such partial payment. After the date of such deposit with the Trustee no further interest shall accrue on said 30% of the principal of said Debentures.

(b) Central States shall earmark or otherwise set aside funds in the sum of \$1,532,412 which shall be distributed to Ogden as a partial payment of 30% of the principal amount of \$5,108,040 of 5% Debentures of Central States owned by Ogden, in the event that it shall be finally determined by the Commission and any court having jurisdiction that such Debentures owned by Ogden are valid and rank equally with all publicly held Debentures and other unsecured debt of Central States and prior to the preferred stock of that company.

(c) The payment, pursuant to paragraph (a) of this Proposal 1, and the earmarking or setting aside of funds, pursuant to paragraph (b) of this Proposal 1 shall not be dependent upon the approval of the provisions hereinafter set forth in Proposal 2 but shall be consummated as soon as practicable.

**Proposal 2.** (a) Central States shall pay or make provision for the payment of all of its current liabilities and shall reserve and set aside funds sufficient to cover the expenses of liquidation and dissolution, as hereinafter provided.

(b) There shall be distributed to Ogden the sum of \$1,532,412 earmarked or otherwise set aside by Central States pursuant to paragraph (b) of Proposal 1, on the basis that the 5% Debentures owned by Ogden are in all respects valid and constitute a claim ranking equally with all other 5% Debentures and unsecured debt of Central States and prior to the preferred stock of that company.

(c) Manufacturers Trust Company shall be instructed to pay or turn over to Ogden the funds or securities held in escrow pursuant to the agreement (hereinafter described) dated June 20, 1941, aggregating \$383,103 as of December 31, 1944.

(d) After the payment, or making provision for the payment, of the liabilities and expenses provided for in paragraph (a) of this Proposal 2, and the distribution of the funds to Ogden pursuant to paragraphs (b) and (c) of this Proposal 2, there shall be distributed pro rata to the holders of the 5% Debentures of Central States, including Ogden, all of the remaining cash or other assets of Central States.



(e) Central Utilities and Central States shall be dissolved. In this connection, The Chase National Bank, as Trustee under the Trust Indenture of Central Utilities, shall vote the shares of common stock of Central States pledged under such Trust Indenture in favor of the dissolution of Central States.

It is further proposed by Ogden that upon the entry by the Commission of any order or orders approving the Amended Plan, or any separable proposal contained in the Amended Plan, the Board of Directors of Central States shall request the Commission, pursuant to section 11 (e) of the act, to apply to a competent court of jurisdiction to enforce and carry out the terms and provisions of the Amended Plan, or any such separable proposal contained in the Amended Plan.

II. On May 20, 1943, the Commission entered an order (1) directing, pursuant to section 11 (b) of the act, among other things, that Central States recapitalize so as to distribute voting power fairly and equitably among its security holders: *Provided, however*, That such recapitalization need not be effected if said company is liquidated and dissolved, and that Central Utilities be liquidated and dissolved, and (2) approving, pursuant to section 11 (e) of the act, a plan filed by Ogden and certain of its subsidiary companies which provided, among other things, that Central States and Central Utilities would be liquidated and dissolved (File Nos. 54-69 and 59-65).

Proceedings in respect of the plan of liquidation and dissolution of Central Utilities and Central States filed by said companies and Ogden, pursuant to section 11 (e) of the act (File No. 54-42), proceedings in respect of an over-all plan filed by Ogden and subsidiary companies, pursuant to section 11 (e) of the act, (File No. 54-69), and proceedings instituted by the Commission directed to Ogden and subsidiary companies pursuant to sections 11 (b) (1), 11 (b) (2), 15 (f) and 20 (a) of the act (File No. 59-65), have heretofore been consolidated, and hearings have been held in respect of the consolidated proceedings and have been continued subject to call of the trial examiner.

III. It appearing to the Commission that notice should be given and that the hearing herein should be reconvened for the purpose of taking additional testimony in respect of the Amended Plan filed by Ogden (File No. 54-42);

It is ordered, That the hearing herein be reconvened under the applicable provisions of the act and the rules of the Commission thereunder on September 11, 1945, at 10:00 a. m., e. w. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On that date, the hearing room clerk in Room 318 will advise as to the room in which the hearing will be held.

It is further ordered, That Henry C. Lank or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing. The officer so designated to preside at the hearing is hereby authorized to exercise all powers granted by the

Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by these proceedings, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the Amended Plan, as proposed, or as it may hereafter be modified, is necessary to effectuate the provisions of section 11 (b) of the act and is fair and equitable to the persons affected thereby;

2. Whether the proposed pro rata distribution of the net assets of Central States among the holders of Central States' 5% Debentures including Ogden is fair and equitable to the persons affected thereby, more particularly to the holders, other than Ogden, of debentures and preferred stock of Central States, and of bonds and preferred stock of Central Utilities, and, if not, what allocation thereof would be fair and equitable;

3. Whether the proposed pro rata payment by Central States, pending its final liquidation and dissolution, to the holders of its 5% Debentures other than Ogden of an amount equal to 30% of the principal amount of said debentures is fair and equitable to the persons affected thereby;

4. Whether the proposed earmarking by Central States, pending its final liquidation and dissolution, of an amount equal to 30% of the principal amount of the 5% Debentures owned by Ogden, to be paid to Ogden if and when this Commission and the reviewing court should determine that such debentures owned by Ogden are valid and rank equally with the publicly held debentures of Central States, is fair and equitable to the persons affected thereby;

5. The origin of and circumstances relating to the creation of Central States' 5% Debentures, and the circumstances relating to the acquisition by Ogden and its predecessor company, Utilities Power & Light Corporation, of the debentures owned by Ogden;

6. The manner and circumstances under which Ogden and its predecessor company, Utilities Power & Light Corporation, acquired the preferred stock of Central States owned by Ogden;

7. The rank and participation which should be accorded Ogden in the distribution of the net assets of Central States in consideration of the 5% Debentures and preferred stock of Central States which Ogden owns;

8. Whether the funds and securities escrowed with Manufacturers Trust Company representing July 1, 1941, January 1, 1942 and July 1, 1942, interest payments on the Central States 5% Debentures owned by Ogden should be turned over to Ogden, and, if not, what disposition should be made of such funds and securities;

9. Whether Central States, Central Utilities or any of their security holders as such have any valid claims against any assets of Ogden;

10. Whether the Amended Plan as filed or as modified makes appropriate provision for the payment of expenses, fees, and remuneration in connection with

the liquidation and dissolution of Central States and Central Utilities, in what amounts such expenses, fees, and remuneration should be paid, and the fair and equitable allocation thereof;

11. Generally, whether the Amended Plan and all proposed transactions incidental thereto are in all respects in the public interest and in the interests of investors and consumers and consistent with all applicable requirements of the act and the rules thereunder, and if not, what modifications and what terms and conditions should be required or imposed to satisfy the statutory standards;

12. Whether, in the event that the Commission shall approve the Amended Plan as filed or as modified, the Commission shall approve said plan for purposes of section 11 (d) of the act (as well as section 11 (e)) so as to permit the Commission of its own motion, and irrespective of any request therefor on the part of Central States, Central Utilities or Ogden to apply to a court for the enforcement of the Amended Plan pursuant to section 11 (d) of the act;

13. Whether in the event that the Commission shall not approve the Amended Plan as filed or as modified, a plan proposed by the Commission or by any person having a bona fide interest in the liquidation and dissolution of Central States and Central Utilities should be approved by the Commission for purposes of section 11 (d) of the act, and, if proposed by the Commission, what the terms and provisions of such plan should be.

It is further ordered, That the issues numbered 3 and 4 above shall be first considered at the reconvened hearing, and that jurisdiction be and is hereby reserved to separate, either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues, questions or matters herein set forth or which may arise in these proceedings, to consolidate with these proceedings other filings and matters pertaining to these proceedings, and to take such other action as may appear conducive to an orderly, prompt and economical disposition of the matters involved.

Notice is hereby given of said hearing to Central States, Central Utilities, Ogden, Continental Illinois National Bank and Trust Company of Chicago, Indenture Trustee of Central States' 5% Debentures, The Chase National Bank of the City of New York, Indenture Trustee of Central Utilities' 6% Ten-Year Secured Gold Bonds, Manufacturers Trust Company, and to all interested persons, said notice to be given to Central States, Central Utilities, Ogden, Continental Illinois National Bank and Trust Company of Chicago, The Chase National Bank of the City of New York, and Manufacturers Trust Company by registered mail, and to all other persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the act and by publication in the FEDERAL REGISTER.

It is further ordered That Central States and Central Utilities shall give additional notice of this hearing to all their security holders (insofar as the



identity of such security holders is known or is available to them) by mailing to each of said persons a copy of this notice and order at his last known address at least fifteen days prior to the date of hearing.

It is requested that any person desiring to be heard in these proceedings shall file with the Secretary of the Commission on or before September 8, 1945 an appropriate request or application to be heard, as provided by Rule XVII of the Commission's rules of practice.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-15094; Filed, Aug. 17, 1945;  
9:52 a. m.]

[File No. 55-89]

BARTHOLOMEW A. BRICKLEY

#### NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 13th day of August 1945.

The Commission, on August 12, 1943, having applied to the United States District Court for the District of Massachusetts (Civil Action No. 2430), pursuant to sections 11 (d) and 18 (f) of the Public Utility Holding Company Act of 1935, to enforce compliance with an order of the Commission dated July 21, 1942 (Holding Company Act Release No. 3679) issued pursuant to section 11 (b) (2) of the act directing the International Hydro-Electric System, a registered holding company, to be liquidated and dissolved; and

The United States District Court for the District of Massachusetts having on October 11, 1943, after hearing, entered its interlocutory decree which, inter alia, appointed Bartholomew A. Brickley of Boston, Massachusetts, as Special Counsel to investigate certain transactions alleged to give causes of action on behalf of International Hydro-Electric System against International Paper Company; and on November 13, 1944 the Court having by order appointed Bartholomew A. Brickley as Trustee for the International Hydro-Electric System authorizing him to operate its business until further order of the Court; and Bartholomew A. Brickley having acted as said Trustee under said order during the period subsequent to November 13, 1944:

Notice is hereby given that Bartholomew A. Brickley has filed an application with this Commission for approval of an interim allowance for his services at this time, requesting that the question of final compensation be determined when his services have been terminated. He requests an interim allowance for his services during the eight-month period, from November 13, 1944 to July 13, 1945, of \$16,666.64 and for reimbursement of \$596.87 for expenses during that period. Pursuant to Rule U-100, he further requests that he be granted exemption from Rule U-63 with respect to future interim allowances at the rate of \$2,083.33 per month, together with

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allowances for interim expenses not to exceed \$100 per month, until further order of the Commission, with the understanding that after said exemption is granted, the applicant will give to the Commission twenty (20) days' notice of any hearing in the District Court of the United States for the District of Massachusetts on all questions of fees and expenses and what he will furnish to the Commission a detailed statement of such services and expenses at the time of said notice; and

The Commission deeming it appropriate in the public interest and in the interest of investors that a hearing be held to determine whether or not the application of Bartholomew A. Brickley should be approved;

It is ordered, That a hearing be held on such matters under the applicable provisions of the act and the rules of the Commission thereunder on August 29, 1945 at 10:00 a. m., e. w. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in Room 318, will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in such hearing should notify the Commission in the manner provided by Rule XVII of its rules of practice on or before August 27, 1945;

It is further ordered, That Charles S. Lobingier or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice; and

It is further ordered, That notice of this hearing be given to Bartholomew A. Brickley, Trustee of International Hydro-Electric System, by registered mail and all other interested persons by publication in the FEDERAL REGISTER, and that Bartholomew A. Brickley, Trustee of International Hydro-Electric System, shall mail a copy of this notice of filing and order for hearing to all persons granted intervention or participation in Civil Action No. 2430 in the United States District Court for the District of Massachusetts.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-15095; Filed, Aug. 17, 1945;  
9:52 a. m.]

[File No. 70-1123]

AMERICAN POWER & LIGHT CO.

#### NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia 3, Pa. on the 14th day of August, A. D. 1945.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding

Company Act of 1935 by American Power & Light Company ("American"), a subsidiary of Electric Bond and Share Company, both registered holding companies.

Notice is hereby given that any interested person may, not later than August 23, 1945, at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reason for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration, as filed or as amended, may become effective or may be granted, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said Act. Any such request should be addressed: Secretary, Securities and Exchange Commission, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration, which is on file in the office of said Commission, for a statement of the transaction therein proposed, which is summarized below:

American owns \$4,929,000 principal amount of 4½% Sinking Fund Debentures due 1979 of Florida Power & Light Company and \$4,900,000 principal amount First Mortgage Bonds, 2¾% Series due 1975, of Texas Power & Light Company, both subsidiaries of American. American proposes to sell, at private sale, said debentures at a price of not less than 104¾% of principal amount and said bonds at a price of not less than 100% of principal amount.

American proposes to employ The First Boston Corporation to find a purchaser or purchasers for said bonds and debentures and to pay such corporation ¼ of 1% of the principal amount of such securities.

American requests an exemption from the competitive bidding requirements prescribed by Rule U-50 for reasons stated in the application.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-15096; Filed, Aug. 17, 1945;  
9:53 a. m.]

[File No. 70-1104]

#### NEW YORK STATE ELECTRIC & GAS CORP. ORDER PERMITTING WITHDRAWAL OF APPLICATION-DECLARATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of August 1945.

New York State Electric & Gas Corporation, a subsidiary of NY PA NJ Utilities Company, a registered holding company, having filed an application-declaration pursuant to sections 6 (a), 6 (b), 7 and 12 (c) of the act and Rule U-42 thereunder in regard to the issue and sale at competitive bidding of \$10,000,000 principal amount of its First Mortgage Bonds, due 1975, and 150,000 shares of its Cumulative Preferred Stock; the redemption of its presently outstanding Cumulative Preferred Stock; and the change of its presently outstanding



46,484 shares of common stock, without par value, having an aggregate stated value of \$21,294,455.12, into 1,000,000 shares of common stock having a par value of \$20 per share; and

Applicant-declarant having requested permission to withdraw said application-declaration in view of the denial, by the Public Service Commission of the State of New York, of a petition requesting authority to proceed with such program; and

It appearing to the Commission that the withdrawal of such application-declaration is consistent with the public interest:

*It is ordered.* That the request of the applicant-declarant be, and it hereby is, granted, and said application-declaration is hereby deemed withdrawn.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 45-15097; Filed, Aug. 17, 1945;  
9:53 a. m.]

#### WAR PRODUCTION BOARD.

[Consent Order C-411]

RICHARD S. PAIGE AND J. A. SINGARELLA Co.

Richard S. Paige of Brookline, Massachusetts, began construction on premises at 87 Seaver Street, Brookline, Massachusetts, in March 1945 in violation of War Production Board Conservation Order L-41. J. A. Singarella, doing business as J. A. Singarella Company of Dorchester, Massachusetts, acted as contractor for this construction which consisted of replacing a wooden swimming pool, 25 feet by 8 feet, with a swimming pool constructed of concrete, 30 feet by 15 feet, at an approximate cost of \$3500. The construction has not yet been completed. Richard S. Paige, and J. A. Singarella, doing business as J. A. Singarella Company, admit the construction was in violation of Conservation Order L-41 but deny that it was wilful and do not care to contest the issue of wilfulness.

Wherefore, upon the agreement and consent of Richard S. Paige, J. A. Singarella, doing business as J. A. Singarella Company, the Regional Compliance Manager, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered*, That:

(a) Neither Richard S. Paige, his successors or assigns, nor J. A. Singarella, doing business as J. A. Singarella Company, his successors or assigns, nor any other person, shall do any construction on the premises located at 87 Seaver Street, Brookline, Massachusetts, including completing or altering the premises or installing or connecting any equipment or fixtures, unless hereafter specifically authorized in writing by the War Production Board or the Federal Housing Administration.

(b) Nothing contained in this order shall be deemed to relieve Richard S. Paige, his successor or assigns, or J. A. Singarella, doing business as J. A. Singarella Company, his successors or as-

signs, from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 15th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15186; Filed, Aug. 16, 1945;  
11:37 a. m.]

[Consent Order C-412]

LEVERENZ SHOE CO.

Leverenz Shoe Company, a Wisconsin corporation, with main offices at 830 Alabama Avenue, Sheboygan, Wisconsin, is engaged in the manufacture of men's welt, dress and work shoes. The corporation is charged by the War Production Board with violating Conservation Order M-217 in that: (1) During the six months' period ending February 29, 1944, it completed the manufacture of approximately 3,724 pairs of men's dress shoes in a price line of \$3.30 to \$3.63 in excess of its allowed quota for such line. (2) During the six months' period ending August 31, 1944, it completed the manufacture of approximately 2,515 pairs of men's dress shoes in a price line of \$3.30 to \$3.63 in excess of its allowed quota for such line. (3) During the six months' period ending February 28, 1945, it completed the manufacture of approximately 1,173 pairs of men's dress shoes in a price line of \$4.42 to \$4.86 in excess of its allowed quota for such line. (4) During the six months' period ending February 28, 1945, it completed the manufacture of approximately 86 pairs of men's dress shoes in a price line of \$4.67 to \$5.36 in excess of its allowed quota for such line. (5) During the six months' period ending February 28, 1945, it completed the manufacture of approximately 2,067 pairs of men's work shoes in a price line of \$4.01 to \$4.41 in excess of its allowed quota for such line. (6) During the period ending February 28, 1945, it completed the manufacture of 1,499 pairs of men's work shoes in a price line of \$3.64 to \$4.00 in excess of its allowed quota for such line. Leverenz Shoe Company admits the violations as charged, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Leverenz Shoe Company, the Regional Compliance Manager and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered*, That:

(a) Leverenz Shoe Company, during the six months' period ending February 28, 1946, shall reduce its completion of manufacture of men's dress shoes in the price line of \$3.30 to \$3.63 by 3,724 pairs beneath the quota allowed it during said period for such price line under Conservation Order M-217 as now or hereafter amended.

(b) Leverenz Shoe Company, during the six months' period ending August 31, 1946, shall reduce its completion of manufacture of men's dress shoes in the price

line of \$3.30 to \$3.63 by 2,515 pairs beneath the quota allowed it during said period for such price line under Conservation Order M-217, as now or hereafter amended.

(c) Leverenz Shoe Company, during the six months' period ending February 28, 1946, shall reduce its completion of manufacture of men's dress shoes in the price line of \$4.42 to \$4.86 by 1,173 pairs beneath the quota allowed it during said period for such price line under Conservation Order M-217, as now or hereafter amended.

(d) Leverenz Shoe Company, during the six months' period ending February 28, 1946, shall reduce its completion of manufacture of men's dress shoes in the price line of \$4.87 to \$5.36 by 86 pairs beneath the quota allowed it during said period for such price line under Conservation Order M-217, as now or hereafter amended.

(e) Leverenz Shoe Company, during the six months' period ending February 28, 1946, shall reduce its completion of manufacture of men's work shoes in the price line of \$4.01 to \$4.41 by 2,067 pairs beneath the quota allowed it during said period for such price line under the provisions of Conservation Order M-217, as now or hereafter amended.

(f) Leverenz Shoe Company, during the six months' period ending February 28, 1946, shall reduce its completion of manufacture of men's work shoes in the price line of \$3.64 to \$4.00 by 1,499 pairs beneath the quota allowed it during said period for such price line under the provisions of Conservation Order M-217, as now or hereafter amended.

(g) The restrictions and prohibitions contained herein shall apply to Leverenz Shoe Company, its successors and assigns, or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(h) Nothing contained in this order shall be deemed to relieve Leverenz Shoe Company from any restriction, prohibition, or provisions contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

Issued this 15th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15187; Filed, Aug. 17, 1945;  
11:37 a. m.]

[Consent Order C-413]

PHILIP LEFKOWITZ

Philip Lefkowitz, doing business under the trade name and style of Comfort Box Spring Company, at 226 East 144th Street, New York City, is a manufacturer of box springs. He is charged by the War Production Board with wilful violations of Priorities Regulation #3 in that he received purchase orders bearing a preference rating of AA-1 for 109 box springs, the construction of which would require approximately 1,308 yards of unbleached cotton sheeting, and thereafter he ex-



tended this rating to acquire four bales containing 14,426 yards of such sheeting.

The violations in question occurred on June 12, 1944, and August 29, 1944. Philip Lefkowitz admits the violations charged and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Philip Lefkowitz, the Regional Compliance Manager and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Philip Lefkowitz shall not for three months from the effective date of this order apply or extend any preference ratings or use any CMP allotment symbols to which he would otherwise be entitled under Priorities Regulation #27 or any other regulation or order of the War Production Board; and he shall cancel

immediately all preference ratings which he has applied or extended to purchase orders which have not yet been filled by his suppliers; and further he shall cancel immediately all unfilled purchase orders which he has placed for controlled materials bearing a CMP allotment symbol (including the MRO symbol and the symbol "SO" under the small order procedure of CMP Regulation #1).

(b) All preference ratings, allotments, and allocations presently outstanding in connection with purchase orders for delivery of materials to Philip Lefkowitz or placed prior to the termination date of this order are void and shall not be given any effect by suppliers of Philip Lefkowitz or by any other person.

(c) The restrictions and prohibitions contained herein shall apply to Philip Lefkowitz, doing business as Comfort Box

Spring Company, or otherwise, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(d) Nothing contained in this order shall be deemed to relieve Philip Lefkowitz from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

Issued this 15th day of August 1945.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 45-15188; Filed, Aug. 17, 1945;  
11:36 a. m.]



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